

ERIE COUNTY LEGISLATURE
MEETING NO. 14
June 22, 2000

The Legislature was called to order by Chairman Swanick.

All Members Present.

A Moment of Silence was held.

The Pledge of Allegiance was led by Ms. Chase.

Item 1 – CHAIRMAN SWANICK directed that Intro. 6-6 remain on the table.

Item 2 – CHAIRMAN SWANICK directed that Intro. 6-7 remain on the table.

MS. PEOPLES moved to approve the minutes of Meetings 10, 11, 12 and 13 of 2000.
MR. HOLT seconded.

CARRIED UNANIMOUSLY.

MISCELLANEOUS RESOLUTIONS

Item 3 – MR. MARSHALL presented a resolution on Vidler's 5 & 10 70th Anniversary.
MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 4 – MR. WEINSTEIN presented a resolution Congratulating the Williamsville South High School Lady Billies on Winning the Class B Softball State Championship. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. KUWIK presented a resolution Congratulating Father John F. Kasprzak on His 25th Anniversary in the Priesthood. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 6 – MS. FISHER presented a resolution Honoring the CAO on Their Head Start's 35th Anniversary. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 7 – CHAIRMAN SWANICK directed that Local Law Intro No. 4 (Print #2) 1999 remain on the table.

Item 8 – CHAIRMAN SWANICK directed that Local Law Intro No. 2 (Print #1) 2000 remain on the table.

Item 9 – CHAIRMAN SWANICK directed that Local Law Intro No. 2 (Print #2) 2000 remain on the table.

COMMITTEE REPORTS

Item 10 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 216

June 13, 2000

PUBLIC SAFETY
COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

1. Item Page -2000 (Comm. 12E-31)

COUNTY EXECUTIVE

WHEREAS, funding for the salary and fringe benefits of an Assistant District Attorney IV, Job Group 15, assigned to violent juvenile crime is available from the Buffalo Police Department in the amount of \$76,000, and

WHEREAS, said position will be used to prosecute violent crimes committed by juveniles with emphasis placed on repeat offenders and gang members.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the Buffalo Police Department for the purpose of improving the prosecution of violent crimes committed by juveniles with emphasis on repeat offenders and gang members, and be it further

RESOLVED, that authorization is hereby provided to create the position Assistant District Attorney IV, job group 15, within the Juvenile Justice Prosecution Grant, and be it further

RESOLVED, that authorization is hereby provided to establish the District Attorney's

Juvenile Justice Prosecution Grant as follows:

**GRANT FUND
DISTRICT ATTORNEY
JUVENILE JUSTICE PROSECUTION
(10/1/99 - 9/30/00)**

<u>REVENUE</u>	<u>INCREASE</u>
Account 684- Federal Revenue	\$76,000
Account 686 – Interfund	<u>8,405</u>
Total Revenue	<u>\$84,405</u>
 <u>APPROPRIATION</u>	
Account 800 – Personnel	\$70,338
Account 805 - Fringe Benefits	<u>14,067</u>
Total Appropriation	<u>\$84,405</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Comptroller, the Commissioner of Personnel and the Director of Budget and Management.
(5-0)

**EDWARD J. KUWIK
CHAIRMAN**

MR. KUWIK moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 11 – MR. DUSZA presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 217

June 13, 2000

GOVERNMENT AFFAIRS
COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT EXCEPT LEGISLATOR MARSHALL. CHAIRMAN SWANICK
PRESENT AS EX-OFFICIO MEMBER.

1. **RESOLVED**, that the following items are hereby received and filed.

- a. Item Page -1999 (Comm. 1M-16)
BUFFALO COLOR CORPORATION: Letter to Legislator Fisher Re: Situation
Threatening the Existence of Buffalo Color Corporation.
(4-0) Legislator Marshall absent.
- b. Item Page -1999 (Comm. 25M-2)
SHARON S. TOWNSEND, SUPERVISING FAMILY COURT JUDGE: Letter to
Chairman Swanick Re: Naming New Courthouse in Honor of Frank J. Boccio.
(4-0) Legislator Marshall absent.
- c. Item Page -2000 (Int. 2-4)
FITZPATRICK: Naming the County's New Courthouse the "Kane-Gorski-Doyle" Erie
County Family Courthouse.
(4-0) Legislator Marshall absent.
- d. Item Page -2000 (Int. 2-9)
MARSHALL: Naming New Erie County Family Courthouse the "Dillon-Denman
Family Court Building."
(4-0) Legislator Marshall absent.
- e. Item Page -2000 (Comm. 3M-9)
JUDGE SHARON S. TOWNSEND: Naming New Family Courthouse on Memory of
Hon. M. Dolores Denman.
(4-0) Legislator Marshall absent.
- f. Item Page -2000 (Int. 3-12)
SWANICK & MARINELLI AS AMENDED: Naming the County's New Courthouse
the "Erie County Family Court Building."
(4-0) Legislator Marshall absent.
- g. Item Page -2000 (Int. 3-16)
HOLT, PEOPLES, FISHER & OLMA AS AMENDED: Naming the County's New
Courthouse the "Thurgood Marshall" Erie County Family Courthouse.
(4-0) Legislator Marshall absent.
- h. Item Page -2000 (Int. 3-19)
WEINSTEIN & RANZENHOFER: Forming of Task Group to Name the New Erie
County Courthouse.
(4-0) Legislator Marshall absent.

i. Item Page -2000 (Comm. 5M-10)
BAR ASSOCIATION OF ERIE COUNTY: Letter in Opposition of Selling Naming
Rights to New Family Court.
(4-0) Legislator Marshall absent.

j. Item Page -2000 (Comm. 7M-3)
TOWN OF EDEN: Certified Copy of Resolution Re: On Lifting Toll Barriers Within
Commuting Range of Buffalo, NY.
(4-0) Legislator Marshall absent.

k. Item Page -2000 (Comm. 9M-26)
**PATCHIN VOLUNTEER EXEMPT FIREMEN'S BENEVOLENT
ASSOCIATION:** Copy of Letter to Legislator Dusza Re: Property Tax Exemption for
Volunteer Firefighters.
(4-0) Legislator Marshall absent.

l. Item Page -2000 (Comm. 10M-1)
WILLIAM STREET TAXPAYERS ASSOCIATION: Copy of Letter to Legislator
Dusza Supporting a Property Tax Exemption for Volunteer Firefighters & EMTs.
(4-0) Legislator Marshall absent.

m. Item Page -2000 (Comm. 10M-12)
TOWN OF LANCASTER: Certified Resolution Supporting a Property Tax Exemption
for Volunteer Firefighters & EMTs.
(4-0) Legislator Marshall absent.

2. Item Page -2000 (Comm. 10E-22)
COUNTY EXECUTIVE
WHEREAS, the County is in need of having its tax maps in a Geographic Information
System, and

WHEREAS, the County has spent \$1.5 million to digitize its printed tax maps in an
AutoCAD format, and

WHEREAS, GIS Resource Group of D'Alba and Donovan CPA's and Business
Consultants has been selected to perform this conversion through the request for proposal
process which was conducted pursuant to Section 19.08 of the Erie County Administrative Code,
and

WHEREAS, GIS Resource Group will also provide the software and training to permit
the County to routinely convert the map data to GIS to keep it current, and

WHEREAS, the Division of Information and Support Services has funds available within
its 2000 operating budget to pay for the conversion, software and training.

NOW, THEREFORE, BE IT

RESOLVED, that the Division of Information and Support Services shall be authorized to purchase conversion, software and training from GIS Resource Group of D'Alba and Donovan CPA's and Business Consultants for an amount not to exceed \$50,500, and be it further

RESOLVED, that the source of funding shall be available balances in Account 823, Repairs and Maintenance (DAC 110-927-510-823) in the 2000 adopted budget of the Division of Information and Support Services, and be it further

RESOLVED, that the provisions of Section 19.08 of the Erie County Administrative Code requiring requests for proposal have been complied with, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Information and Support Services, the Commissioner of Environment and Planning, the County Comptroller and the Director of Budget, Management and Finance.

(4-0) Legislator Marshall absent.

RAYMOND K. DUSZA
CHAIRMAN

MR. DUSZA moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 12 – MR. DeBENEDETTI presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 218

June 13, 2000

ENERGY & ENVIRONMENT
COMMITTEE
REPORT NO. 8

ALL MEMBERS PRESENT.

1. **RESOLVED**, that the following items are hereby received and filed.

- a. Item Page -1999 (Comm. 13E-32)
COUNTY EXECUTIVE: ECSD No.5 – Contract No. 6L – Stahley Road Collector
Sewer – Bid Opening.
(5-0)

Item Page -2000 (Comm. 8D-4)
b. **DEP: SEQR Solicitation for Lead Agency Status Unlisted Action Chestnut Ridge Park Culvert Reconstruction.**
(5-0)

Item Page -2000 (Comm. 9M-19)
c. **DEP: SEQR –Lead Agency Status – Siebert Road Extension.**
(5-0)

2. Item Page -2000 (Comm. 12E-29)
COUNTY EXECUTIVE

WHEREAS, Erie County Sewer District Nos. 1, 4 and 5 have established a new Capital Account, Fund No. 430, Project No. 916, for the purpose of a new building construction and its design; and

WHEREAS, unanticipated unsuitable soil materials were encountered in portions of the project which require removal and replacement with stone or recycled crushed concrete; and

WHEREAS, there are no excess funds in the existing capital account being used to fund the additional expenses of the new building construction; and

WHEREAS, Erie County Sewer District Nos. 1, 4 and 5 desire to transfer monies from their Operating Fund balances to the new Capital Account for the purposes of compensating the contractor for additional construction costs by Change Order A-1;and

WHEREAS, the firm Patrick Development of WNY, Inc. is under contract for construction of the project and the Department of Environment and Planning recommends they complete the additional work at a cost not to exceed \$59,305.00.

NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. A-1 to Contract A of the Northern Region Administration Building Extension Project be approved at a cost not to exceed \$59,305.00; and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to make the following allocations and transfers:

1) Amount of \$23,128.95 be allocated from Erie County Sewer District No. 1 Fund Balance 220 851 299 to Use of Fund Balance Fund 220 851 811 698 105 and Interfund Transfer Out Account 220 851 810 886 8108 and then transferred to Capital Project 430 916 810 973 and Interfund Transfer In Account 430 916 810 686 8100;

2) Amount of \$31,431.65 be allocated from Erie County Sewer District No. 4 Fund Balance 220 851 299 to Use of Fund Balance Fund 220 851 812 698 105 and Interfund Transfer

Out Account 220 851 810 886 8108 and then transferred to Capital Project 430 916 810 973 and Interfund Transfer In Account 430 916 810 686 8100;

3) Amount of \$4,744.40 be allocated from Erie County Sewer District No. 5 Fund Balance 220 851 299 to Use of Fund Balance Fund 220 851 813 698 105 and Interfund Transfer Out Account 220 851 810 886 8108 and then transferred to Capital Project 430 916 810 973 and Interfund Transfer In Account 430 916 810 686 8100; and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send two certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, and one certified copy each to Joseph Passafiume, Director of Budget and Management, Nancy Naples, Erie County Comptroller, and Stephen F. Gawlik, Assistant County Attorney.

(5-0)

ALBERT DeBENEDETTI
CHAIRMAN

MR. DeBENEDETTI moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 13 – MR. PAULY presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 219

June 13, 2000

REGIONALISM AD HOC
COMMITTEE
REPORT NO. 2

ALL MEMBERS PRESENT.

1. **RESOLVED**, that the following items are hereby received and filed.

Item Page -2000 (Int. 6-13)
a. **WEINSTEIN:** Support for Full Implementation of Regional Economic Development Database.

(5-0)

Item Page -2000 (Comm. 12D-1)
b. **DEP:** Brant, Evans, North Collins – Regional Farmland Protection Project.

(5-0)

2. Item Page -2000 (Comm. 10E-29)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature, at the request of the Erie County/Southtowns Sewage Treatment Agency, awarded a contract to the engineering firm of Stearns & Wheler, LLC to prepare a Wastewater Facilities Report to consider upgrading and increasing the capacity of the Erie County/Southtowns Sewage Treatment Agency's plant; and

WHEREAS, the County of Erie, the Buffalo Sewer Authority (BSA) and the Southtowns Agency desire to make the best use of existing regional assets such as existing sewer capacity; and

WHEREAS, the original Scope of Services in Stearns & Wheler's contract did not include the alternative of studying a BSA connection; and

WHEREAS, a connection to the BSA from Southtowns could provide additional benefits by providing additional sewer capacity to service vacant lands in the Cities of Lackawanna and Buffalo where sufficient sewer capacity is not currently available, and would also help with the development of the Inner Harbor project; and

WHEREAS, the cost to expand the Scope of Services of Stearns & Wheler's contract to prepare a cost effective analysis of transmitting sewage from the Southtowns and ECSD No. 6 areas under Stearns & Wheler's agreement is estimated to be \$24,500; and

WHEREAS, it is proposed that the cost of this additional work be divided equally between the County of Erie's Consolidation/Regional Program and the Southtowns Agency.

NOW, THEREFORE, BE IT

RESOLVED, that the County Comptroller be authorized and directed to allocate \$12,250 from the County's Consolidation/Regional Program (110 904 303 830 699) and an equivalent amount from the Erie County/Southtowns Sewage Treatment Agency's Capital Account (430 508) to pay for the engineering services by Stearns & Wheler, LLC for preparation of a cost effective analysis to consider the alternative of transmitting the Southtowns and Erie County Sewer District No. 6 sewage flows to the BSA; and be it further

RESOLVED, that the Clerk of the Legislature send a certified copy of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, Stephen Gawlik, Assistant County Attorney, Nancy Naples, Erie County Comptroller, and Joseph Passafiume, Director of Budget and Management.

(4-1) Legislator Peoples voted in the negative.

WILLIAM A. PAULY
CHAIRMAN

MR. PAULY moved to separate item # 2 and moved the approval of the balance of the report. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

MR. WEINSTEIN moved the approval of item #2. MR. MARSHALL seconded. MS. FISHER and MS. PEOPLES voted in the negative.

CARRIED.

ITEM 14 – MS. MARINELLI presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 220

June 15, 2000

COMMUNITY ENRICHMENT
COMMITTEE
REPORT NO. 7

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

ALL ITEMS ARE HEREBY TABLED.

LYNN M. MARINELLI
CHAIRPERSON

MS. MARINELLI moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 15 – MR. FITZPATRICK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 221

June 15, 2000

ECONOMIC DEVELOPMENT
COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT.

1. **RESOLVED**, that the following items are hereby received and filed.

Item Page -2000 (Comm. 9E-22)
a. **COUNTY EXECUTIVE:** DPW – Buffalo & Erie County Public Library – Exterior Site
& Building Improvements.
(5-0)

Item Page -2000 (Comm. 10M-2)
b. **EMPIRE STATE DEVELOPMENT:** Draft Supplemental Environmental Impact
Statement – Inner Harbor Development Project.
(5-0)

Item Page -2000 (Comm. 10M-7)
c. **EMPIRE STATE DEVELOPMENT:** Clarification of Items in Draft Supplemental
Environmental Impact Statement – Inner Harbor Development Project.
(5-0)

2. Item Page -2000 (Comm. 10E-31)
COUNTY EXECUTIVE

WHEREAS, Pursuant to New York State Highway Law, Article 6, Section 118A
Commissioner of Public Works, Division of Highways recommends to convey an adjacent
property owner a portion of existing right-of-way on Walden Avenue, SH 9411 in Town of
Cheektowaga that is no longer needed for highway purposes.

NOW, THEREFORE BE IT

RESOLVED, that upon the recommendation of the Deputy Commissioner of Public
Works, Division of Highways, a portion of the existing right-of-way being Parcel No. 26 as
shown on Map No. 20-C be conveyed to the adjacent land owner known to be HWWM
Associates ICO Benderson Development Corporation for consideration of \$2,500.00 as
determined by the Division of Budget, Management and Finance, payable to the County of Erie.
The area of the conveyance being 0.489 acres, more or less, and be it further

RESOLVED, that the County Executive be authorized to execute and acknowledge in the
name of the County and affix the seal of the County to a quit claim deed of the aforementioned
land so to be abandoned, and be it further

RESOLVED, that the Clerk of the County Legislature be instructed to forward three (3) certified copies of this resolution to the Deputy Commissioner-Highways, Department of Public Works and one certified copy to the Erie County Comptroller.

(5-0)

3. Item Page -2000 (Comm. 12E-18)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature approved a contract for engineering services with Abate Engineering Associates and the County of Erie for Merlau Road Bridge 725 over Buffalo Creek in the Town of Wales, in Meeting Number 13, held on July 7, 1994, Communication Number 9D-13, and

WHEREAS, Change Order Number 1 contained additional work wherein the County was to provide certain in-house services and information to expedite design work, and

WHEREAS, it has now become necessary to supplement such information in order to complete the design work, and

WHEREAS, the County has received a Federal grant providing 75% of the funds required for this additional work, and

WHEREAS, it is desirable to progress the design to completion with Abate Engineering Associates.

NOW, THEREFORE, BE IT

RESOLVED, that an amount of \$20,000 be allocated from the 1993 Consolidated Highway Improvements Projects Program (CHIPS) (SFG 661) to cover first instance costs for a change order to the contract for engineering services with Abate Engineering Associates, and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Deputy Commissioner Highways, Department of Public Works and one certified copy to the Erie County Comptroller.

(5-0)

4. Item Page -2000 (Comm. 12E-19)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works, Highway Division, has been awarded several hazard mitigation grant projects from the Federal Emergency Management Agency (FEMA) through the New York State Emergency Management Office, and

WHEREAS, the Erie County Legislature has approved these projects through the acceptance of the FEMA grant witnessed by Resolution adopted on October 7, 1999, Communication Number 12E-9 and December 16, 1999, Communication Number 24E-19, and

WHEREAS, the Federal Aid through the State of New York is upwards to 75% of total costs, and

WHEREAS, funds were set aside and encumbered to be applied to these projects in DAC 210963817, in the amount of \$435,150, in the Operations and Maintenance Budget of the Highway Division, and

WHEREAS, the County has progressed the design of these projects and is preparing for implementation of the construction phase, and

WHEREAS, it is now necessary to fund first costs prior to receiving the designated grant aid, and

WHEREAS, the following projects require full first cost funding for the amounts listed:

<u>PROJECT</u>	<u>NYS FEDERAL PASS-THRU AID</u>	<u>COUNTY SHARE</u>	<u>TOTAL</u>
HMGP#1233-5017 Burdick Rd.	\$225,000	\$ 75,000	\$300,000
HMGP#1244-5021 Ellicott Cr.Bank	\$487,500	\$162,500	\$650,000
HMGP#1233-5022 Old Lake Shore Rd.	\$225,000	\$ 75,000	\$300,000
HMGP#1222-5016 18 Mile Creek Bank	\$ 19,350	\$ 25,650	\$ 45,000
Route 240 Drainage	_____	\$ 97,000	\$ 97,000
TOTALS	\$956,850	\$435,150	\$1,392,000

NOW, THEREFORE, be it

RESOLVED, that a new Capital Project is hereby authorized in Fund 420 to accept the payments and to account for expenditures. The Capital Project, 2000 Highway Stabilization and Mitigation-Department of Public Works, Highway Division, is authorized in the amount of \$1,392,000, and funds previously set aside and encumbered for these projects be used for the County's local share, and be it further

RESOLVED that all Highway hazardous mitigation expenditures be accounted for in the above project to the maximum authorization, and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this Resolution to the Department of Public Works, Highway Division, and one copy each to the Erie County Comptroller's Office, and the Division of Budget, Management and Finance.

(5-0)

5. Item Page -2000 (Comm. 12E-20)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids on May 24, 2000, for the Buffalo & Erie County Library Site and Building Improvements, and

WHEREAS, the Architect and the Department of Public Works are recommending award to the lowest responsible bidders,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contracts for the Buffalo & Erie County Library Site and Building Improvements:

GENERAL CONSTRUCTION

Newcal Construction Co. Base Bid	\$469,600.00
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MECHANICAL WORK

John W. Danforth Co. Base Bid	\$109,919.00
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ELECTRICAL WORK

Frey Electric Construction Co., Inc.	\$ 9,700.00
Total	\$589,219.00

and be it further,

RESOLVED, that the sum of \$60,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

RESOLVED, that deduct change orders will result in these funds being returned to the contingency account, and be it further,

RESOLVED, that the sum of \$4,000.00 be allocated for testing and miscellaneous expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the sum of \$20,000.00 be allocated for Project Engineer and Department of Public Works salary expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the sum of \$5,000.00 be allocated for Architectural Engineering Services necessary to complete the project, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments from the following accounts:

1999 Erie County Library Roof & Building Improvements			
Project 142	Fund 490		\$246,477.00
1999 Erie County Library, HVAC Improvements			
Project 143	Fund 490		217,360.00
1998 Erie County Library Roof & Building Improvements			
Project 845	Fund 490		102,546.00
1997 Library Building Mechanicals			
Project 778	Fund 490		<u>111,836.00</u>
	TOTAL		\$678,219.00

and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget, Management & Finance; one copy to the Office of the Comptroller; and one copy to the Erie County Library.
(5-0)

6. Item Page - 2000 (Comm. 12E-27)

COUNTY EXECUTIVE

WHEREAS, The County of Erie and the Town of Tonawanda executed an Intermunicipal Agreement on September 14, 1999 concerning various aspects of construction and maintenance responsibilities associated with the Two Mile Creek Greenway Project; and

WHEREAS, It had been previously agreed upon that the Town of Tonawanda would construct a sidewalk as part of this project along East Park Drive north of Ensminger Road and would be reimbursed for materials by the County of Erie.

NOW, THEREFORE, BE IT

RESOLVED, That the County Executive is hereby authorized to execute an amendment to the Intermunicipal Agreement with the Town of Tonawanda in order to reimburse the Town for construction materials pertaining to sidewalk installation along East Park Drive associated with the Two Mile Creek Greenway Project at a cost not to exceed four thousand eight hundred dollars (\$4,800.00), and be it further

RESOLVED, That said funds are available in the 1996 Erie County Capital Budget in SFG No. 796, Two Mile Creek Greenway Project, and be it further

RESOLVED, That the amount of \$4,800 is available in Account 951 "General Construction Contracts" within the budget of Project 796, and be it further

RESOLVED, That the Clerk of the Legislature be directed to send certified copies of this resolution to the Director Budget, Management and Finance, the Commissioner of the Department of Environment and Planning, the Commissioner of Public Works, and the County Comptroller.

(5-0)

MICHAEL A. FITZPATRICK
CHAIRMAN

MR. FITZPATRICK moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 16 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 222

June 15, 2000

FINANCE & MANAGEMENT
COMMITTEE
REPORT NO. 8

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

1. **RESOLVED**, that the following items are hereby received and filed.

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|----|---------------------------------------|---|-------|---------------|
| | Item | Page | -1999 | (Comm. 24M-8) |
| a. | CITY OF LACKAWANNA: | Letter to Chairman Swanick Re: Lackawanna Senior Housing Project 133 Orchard Place, City of Lackawanna. | | |
| | | (5-0) | | |
| | Item | Page | -2000 | (Comm. 1E-5) |
| b. | SWANICK, PEOPLES & FISHER: | Review of Comptroller's Comments Concerning the State's Action to Extend the Health Care Reform Act. | | |
| | | (5-0) | | |
| | Item | Page | -2000 | (Comm. 2D-3) |
| c. | COUNTY ATTORNEY: | Use of County Funds for Senior Citizen Housing. | | |
| | | (5-0) | | |

- d. Item Page -2000 (Comm. 2M-5)
NYS ATTORNEY GENERAL SPITZER: Receipt of January 2000 Tobacco Settlement Payment.
(5-0)
- e. Item Page -2000 (Comm. 3M-10)
LEGAL SERVICES FOR THE ELDERLY, DISABLED OR DISADVANTAGED OF WNY: Letter to Chairman Swanick Re: Medicare Advocacy Program (MAP) Funding.
(5-0)
- f. Item Page -2000 (Comm. 6D- 10)
COUNTY ATTORNEY: Self Insurance/Risk Retention.
(5-0)
- g. Item Page -2000 (Comm. 7E-1)
COMPTROLLER: Letter to Chairman Swanick Re: Regional Incentive Fund - Fund Balance Designations.
(6-0) Chairman Swanick present as Ex-Officio Member.
- h. Item Page -2000 (Comm. 7E-2)
SWANICK: Letter to Comptroller Re: Responding to Comptroller's Letter Regarding Fund Designations.
(6-0) Chairman Swanick present as Ex-Officio Member.
- i. Item Page -2000 (Comm. 7E-7)
COUNTY EXECUTIVE: Tobacco Settlement Securitization Financing.
(6-0) Chairman Swanick present as Ex-Officio Member.
- j. Item Page -2000 (Comm. 7E-33)
MARSHALL, LARSON, GREENAN & CHASE: Draft of Local Law Regarding Tobacco Settlement.
(6-0) Chairman Swanick present as Ex-Officio Member.
- k. Item Page -2000 (Comm. 9E-3)
COUNTY EXECUTIVE: Veto Message Regarding Resolution Intro. 6-15 Approved on 3/23/00.
(6-0) Chairman Swanick present as Ex-Officio Member.
- l. Item Page -2000 (Comm. 12E-1)
COMPTROLLER: Apportionment & Distribution of 4% Sales Tax for Month of May.
(6-0) Chairman Swanick present as Ex-Officio Member.
- m. Item Page -2000 (Comm. 12E-5)
COMPTROLLER: Investment Earnings Report for 1999.
(6-0) Chairman Swanick present as Ex-Officio Member.

2. Item Page - 1999 **AS AMENDED**
(Comm. 1D-15 A)
COUNTY EXECUTIVE

WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for axes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556 and

WHEREAS, the Director has investigated the validity of such applications (see attached listing) now therefore be it ,

RESOLVED, that petitions numbered 201653 through 201694 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 201653 / 9900 - ASSESSOR - Refund - \$180.22

SBL No. 56.10-1-36 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 180.22 - Town/SpecialDist/School
Charge to : BASIC STAR EXEMPTION 180.22

REFUND - CLERICAL ERROR, THE BASIC STAR THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL IN THE AMOUNT OF 7,200.
RPTL 550(2)C.
CHECK IN FAVOR OF: GERAL T MARONEY

Petition No. 201654 / 9899 - ASSESSOR - Cancel - \$207.66

SBL No. 68.10-5-27 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 207.66 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 207.66

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 7,200 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: JAMES A & DIANE SACK

Petition No. 201655 / 2000 - ASSESSOR - Refund - \$359.34

SBL No. 70.05-1-6./80 - TOWN OF AMHERST

Acct. No. 112 - \$ 225.68 - County

Acct. No. 132 - \$ 133.66 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

133.66

REFUND - CLERICAL ERROR, THE RPTL 520 INCLUDED A CHARGE FOR THE 1998 TAX THAT WAS NON EXISTENT ON THE 1998 TAX ROLL. RPTL 550(2)A.
CHECK IN FAVOR OF: DEBORA WINTER

Petition No. 201656 / 2000 - ASSESSOR - Cancel - \$324.34

SBL No. 79.12-2-42 - TOWN OF AMHERST

Acct. No. 112 - \$ 203.70 - County

Acct. No. 132 - \$ 120.64 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

120.64

REFUND - CLERICAL ERROR, THE RPTL 520 INCLUDED A CHARGE FOR THE 1998 EXEMPTION THAT DID NOT EXIST ON THE 1998 TAX ROLL. RPTL 550(2)A.
CHECK IN FAVOR OF: LORI A CHIODO

Petition No. 201657 / 1998 - ASSESSOR - Refund - \$416.92

SBL No. 79.24-3-25 - TOWN OF AMHERST

Acct. No. 112 - \$ 261.84 - County

Acct. No. 132 - \$ 155.08 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

155.08

REFUND - CLERICAL ERROR, THE RPTL 520 INCLUDED A CHARGE FOR AN EXEMPTION ON THE 1998 TAX ROLL THAT WAS NON EXISTENT. RPTL, 550(2)A.
CHECK IN FAVOR OF: ROSSI YSOLINE & FRANCINE BUTERA

Petition No. 201658 / 2000 - ASSESSOR - Cancel - \$764.32

SBL No. 79.23-4-11 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 764.32 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

27.88

AMHERST CENTRAL

736.44

REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 50% WAS OMITTED FROM THE TAX ROLL IN ERROR. RPTL 550(2)C.
CHECK IN FAVOR OF: VINCENT P BURKE

Petition No. 201659 / 1999 - ASSESSOR - Refund - \$117.93

SBL No. 79.23-4-11 - TOWN OF AMHERST

Acct. No. 112 - \$ 73.38 - County

Acct. No. 132 - \$ 44.55 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

44.55

REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 7,560 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

CHECK IN FAVOR OF:VINCENT P BURKE

Petition No. 201660 / 2000 - ASSESSOR - Refund - \$1,469.31

SBL No. 32.00-2-31.11 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 655.96 - County

Acct. No. 132 - \$ 813.35 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD

150.84

AKRON CENTRAL

662.51

REFUND - CLERICAL ERROR, THE RPTL 520 WAS MISCALCULATED. THE ASSESSED VALUE USED WAS 108,756 AND SHOULD BE 9,257.RPTL 550(2)A
CHECK IN FAVOR OF: MARK SZCZYGIELSKI & JENNIFER LOTZ

Petition No. 201661 / 2000 - ASSESSOR - Refund - \$14.00

SBL No. 74.00-1-13 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 14.00 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD

14.00

REFUND - CLERICAL ERROR, CHARGED IN ERROR FOR WD#5 SERVICE. PARCEL IS PETITION NUMBER 201661 CONTINUED IS OUT OF DISTRICT. RPTL 550(2)E
CHECK IN FAVOR OF: PHILIP & ARLENE RICHARDSON

Petition No. 201662 / 2000 - ASSESSOR - Refund - \$123.20

SBL No. 74.00-3-24.121 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 123.20 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

REFUND - CLERICAL ERROR,THE RPTL 520 MISCALCULATED. THE ASSESSED VALUE

USED WAS 13,105 AND SHOULD BE 6,553. THE DIFFERENCE WILL GO ON SBL
74.00-3-24.122 ON 2001 COUNTY TAX BILL AS AN OMITTED TAX. RPTL 550(2)A
CHECK IN FAVOR OF:

Petition No. 201663 / 2000 - ASSESSOR - Refund - \$371.40

SBL No. 85.00-2-39 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 299.12 - County

Acct. No. 132 - \$ 72.28 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD

72.28

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF
26,350 THAT THIS PERSON IS ENTITLED TO WAS REMOVED IN ERROR. MAKING
THE RPTL 520 NOT APPLICABLE TO THIS PARCEL. PERSON HAS LIFE ESTATE.
CHECK IN FAVOR OF: CONRAD NAJEWSKI

Petition No. 201664 / 2000 - ASSESSOR - Cancel - \$64.95

SBL No. 284.00-1-12.1 - TOWN OF BRANT

Acct. No. 112 - \$ 64.95 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 9,600
THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX
ROLL. RPTL 550(2)C.

Petition No. 201665 / 9900 - ASSESSOR - Refund - \$284.24

SBL No. 350.00-2-28.2 - TOWN OF COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 284.24 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI

284.24

REFUND - CLERICAL ERROR, RECEIVED THE BASIC EXEMPTION IN THE AMOUNT
OF 8870 AND SHOULD HAVE RECEIVED THE ENHANCED IN THE AMOUNT OF 44,340
RPTL 550(2)B

CHECK IN FAVOR OF : HUGH J SCHINDLER

Petition No. 201666 / 2001 - ASSESSOR - Cancel - \$1,117.81

SBL No. 335.15-8-21.1 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 1,117.81 - Town/SpecialDist/School

Charge to : VILLAGE OF SPRINGVILLE

1,117.81

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 141,250 AND SHOULD BE 50,000.
RPTL 550(2)A

Petition No. 201667 / 2000 - ASSESSOR - Cancel - \$642.95

SBL No. 207.00-1-1.1 - TOWN OF EDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 642.95 - Town/SpecialDist/School

Charge to : FIRE PROTECTION 267.89
ERIE CO SEW DST 2 375.06

CANCEL - CLERICAL ERROR, PARCEL IS A RELIGIOUS ORGANIZATION AND SHOULD
NOT BE CHARGED FOR FIRE PROTECTION AND MAINTENCE ON THE SEWER TAX.
RPTL 550(2)E

Petition No. 201668 / 2000 - ASSESSOR - Refund - \$145.00

SBL No. 238.11-6-15 - TOWN OF EDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 145.00 - Town/SpecialDist/School

Charge to : TOWN OF EDEN

145.00

REFUND - CLERICAL ERROR, PARCEL WAS CHARGED FOR TWO UNITS OF REFUSE
WHEN THERE SHOULD HAVE BEEN ONE UNIT CHARGED. RPTL 550(2)E
CHECK IN FAVOR OF: PHILIP E & TERESA GANSER

Petition No. 201669 / 2000 - ASSESSOR - Refund - \$291.06

SBL No. 238.12-1-1.2 - TOWN OF EDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 291.06 - Town/SpecialDist/School

Charge to : TOWN OF EDEN

FIRE PROTECTION 156.03
135.03

REFUND - CLERICAL ERROR, PARCEL IS CREATED IN ERROR ON THE TAX ROLL.
RPTL 550(2)F
CHECK IN FAVOR OF: ROGER & BARBARA BRANDT

Petition No. 201670 / 2000 - ASSESSOR - Refund - \$130.90

SBL No. 193.00-2-2.5 - TOWN OF EVANS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 130.90 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

130.90

REFUND - CLERICAL ERROR, PARCEL IS VACANT LAND AND SHOULD NOT HAVE BEEN CHARGED FOR A REFUSE TAX. RPTL 550(2)E.

PETITION NUMBER 201670 CONTINUED

CHECK IN FAVOR OF: TERRI L & GREGORY MICHALAK

Petition No. 201671 / 1999 - ASSESSOR - Cancel - \$792.03

SBL No. 235.00-1-3.5 - TOWN OF EVANS

Acct. No. 112 - \$ 266.64 - County

Acct. No. 132 - \$ 525.39 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

299.65

LAKE SHORE CENTRAL

106.39

ANGOLA-EVANS FIRE PROTECT

81.58

ERIE CO SEW DST 2

37.77

CANCEL - CLERICAL ERROR, THIS IS A DUPLICATE ENTRY. THE SBL IS 235.00-1-35.15

RPTL 550(2)F.

Petition No. 201672 / 2000 - ASSESSOR - Cancel - \$130.90

SBL No. 250.17-9-16 - TOWN OF EVANS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 130.90 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

130.90

CANCEL - CLERICAL ERROR, THE GARBAGE TAX WAS CHARGED IN ERROR ON THIS PARCEL THIS IS VACANT LAND.

Petition No. 201673 / 9890 - ASSESSOR - Refund - \$321.43

SBL No. 25.00-1-20 - TOWN OF GRAND ISLAND

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 321.43 - Town/SpecialDist/School

Charge to : GRND ISLN CENTRAL 321.43

REFUND - ERROR IN ESSENTIAL FACT, THE SQUARE FOOTAGE USED TO DETERMINE THE ASSESSED VALUE WAS INCORRECT. THE ASSESSMENT WAS 113,500 AND SHOULD BE 100,900. RPTL 550(3)B
CHECK IN FAVOR OF: LASLO MAGYAR
Petition No. 201674 / 1999 - ASSESSOR - Refund - \$212.57

SBL No. 25.00-1-20 - TOWN OF GRAND ISLAND

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 212.57 - Town/SpecialDist/School

Charge to : TOWN OF GRAND ISLAND 212.57

REFUND - ERROR IN ESSENTIAL FACT, THE SQUARE FOOTAGE WAS INCORRECT. THE ASSESSED VALUE WAS 113,500 AND SHOULD BE 100,900. RPTL 550(3)B
CHECK IN FAVOR OF: LASZLO MAGYAR
Petition No. 201675 / 9900 - ASSESSOR - Refund - \$169.64

SBL No. 25.00-1-20 - TOWN OF GRAND ISLAND

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 169.64 - Town/SpecialDist/School

Charge to : GRND ISLN CENTRAL 169.64

REFUND - CLERICAL ERROR, THE SQUARE FOOTAGE USED TO DETERMINE THE ASSESSED VALUE WAS INCORRECT. THE ASSESSMENT WAS 113,500 AND SHOULD BE 100,900. RPTL 550(3)B
CHECK IN FAVOR OF: LASZLO MAGYAR

Petition No. 201676 / 2000 - ASSESSOR - Refund - \$98.77

SBL No. 25.0-1-20 - TOWN OF GRAND ISLAND

Acct. No. 112 - \$ 59.96 - County

Acct. No. 132 - \$ 38.81 - Town/SpecialDist/School

Charge to : TOWN OF GRAND ISLAND 26.26
GRAND ISLAND FIRE PROTECT 12.55

REFUND - CLERICAL ERROR, THE SQUARE FOOTAGE USED TO DETERMINE THE ASSESSED VALUE WAS INCORRECT. THE ASSESSMENT WAS 113,500 AND SHOULD BE 100,900. RPTL 550(3)B
CHECK IN FAVOR OF LASZLO MAGYAR

Petition No. 201677 / 2001 - ASSESSOR - Cancel - \$2,104.09

SBL No. 183.18-14-16 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 2,104.09 - Town/SpecialDist/School

Charge to : VILLAGE OF HAMBURG

2,104.09

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 73,800 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201678 / 2000 - OWNER - Cancel - \$0.00

SBL No. - NOT ON FILE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

Petition No. 201679 / 9900 - ASSESSOR - Refund - \$149.31

SBL No. 151.46-2-16 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 149.31 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION

149.31

REFUND - CLERICAL ERROR, THE BASIC STAR THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL IN THE AMOUNT OF 8,330. RPTL 550(2)C.

CHECK IN FAVOR OF: RICHARD M JAROSZ

Petition No. 201680 / 2000 - ASSESSOR - Refund - \$1,370.35

SBL No. 160.13-1-10 - TOWN OF HAMBURG

Acct. No. 112 - \$ 381.63 - County

Acct. No. 132 - \$ 988.72 - Town/SpecialDist/School

Charge to : TOWN OF HAMBURG

320.63

FRONTIER CENTRAL

668.09

REFUND - CLERICAL ERROR, THE ASSESSED VALUE USED TO DETERMINE THE RPTL 520 WAS INCORRECT. THE AMOUNT USED WAS 65,000 AND SHOULD BE 000000. RPTL 550(2)A.

CHECK IN FAVOR OF: LORI A PELOW

Petition No. 201681 / 2000 - ASSESSOR - Cancel - \$150.70

SBL No. 301.00-2-8.21 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.70 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

150.70

CANCEL - CLERICAL ERROR, PARCEL IS VACANT LAND AND SHOULD NOT BE CHARGED FOR REFUSE TAX. RPTL 550(2)E.

Petition No. 201682 / 2000 - ASSESSOR - Cancel - \$150.70

SBL No. 31.00-2-8.22 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.70 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

150.70

CANCEL - CLERICAL ERROR, THE PARCEL IS VACANT LAND AND SHOULD NOT BE CHARGED FOR REFUSE TAX. RPTL 550(2)E.

Petition No. 201683 / 2000 - ASSESSOR - Cancel - \$216.81

SBL No. 301.00-4-2 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 104.13 - County

Acct. No. 132 - \$ 112.68 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

112.68

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 18,072 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201684 / 2000 - ASSESSOR - Cancel - \$128.10

SBL No. 301.00-4-3.11 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 61.52 - County

Acct. No. 132 - \$ 66.58 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

66.58

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 10,677 WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
Petition No. 201685 / 2000 - ASSESSOR - Cancel - \$150.70

SBL No. 303.00-3-6.22 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 0.00 - County
Acct. No. 132 - \$ 150.70 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS
150.70

CANCEL - CLERICAL ERROR, THIS PARCEL IS VACANT LAND AND SHOULD NOT BE CHARGED FOR REFUSE TAX. RPTL 550 (2)E.

Petition No. 201686 / 9798 - ASSESSOR - Refund - \$19.00

SBL No. 196.02-4-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County
Acct. No. 132 - \$ 19.00 - Town/SpecialDist/School

Charge to : HAMBURG CENTRAL 19.00

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE THE TAX ROLL. THE ASSESSMENT WAS 182,200 AND SHOULD BE 181,300. RPTL 550(2)A.
CHECK IN FAVOR OF: JERRY & BEVERLY SARDINIA

Petition No. 201687 / 1998 - ASSESSOR - Refund - \$14.18

SBL No. 196.02-4-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 7.51 - County
Acct. No. 132 - \$ 6.67 - Town/SpecialDist/School

Charge to : TOWN OF ORCHARD PARK
5.05
FIRE # 1 DOYLE 0.21
ORCHARD PARK FIRE PR 0.68
EC#3 BOSTON VALLEY 0.73

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 182,200 AND SHOULD BE 181,300. RPTL 550(2)A.
CHECK IN FAOVOR OF : JERRY & BEVERLY SARDINIA

Petition No. 201688 / 9899 - ASSESSOR - Refund - \$19.20

SBL No. 196.02-4-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County
Acct. No. 132 - \$ 19.20 - Town/SpecialDist/School
Charge to : HAMBURG CENTRAL 19.20

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSEMNT WAS 182,200 AND SHOULD BE 181,300.
RPTL 550(2)A.
CHECK IN FAVOR OF: JERRY & BEVERLY SARDINIA
Petition No. 201689 / 1999 - ASSESSOR - Refund - \$14.04

SBL No. 196.02-4-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 7.76 - County
Acct. No. 132 - \$ 6.28 - Town/SpecialDist/School
Charge to : TOWN OF ORCHARD PARK
5.16
ORCHARD PARK FIRE PR 0.71
EC#3 BOSTON VALLEY 0.41

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSED VALUE WAS 182,200 AND SHOULD BE 181,300.
RPTL 550(2)A.
CHECK IN FAVOR OF: JERRY & BEVERLY SARDINIA

Petition No. 201690 / 9900 - ASSESSOR - Refund - \$12.45

SBL No. 196.02-4-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County
Acct. No. 132 - \$ 12.45 - Town/SpecialDist/School
Charge to : HAMBURG CENTRAL 12.45

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 182,200 AND SHOULD BE 181,300.
RPTL 550(2)A.
CHECK IN FAVOR OF: JERRY & BEVERLY SARDINIA

Petition No. 201691 / 2000 - ASSESSOR - Refund - \$12.45

SBL No. 196.2-4-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 6.31 - County
Acct. No. 132 - \$ 6.14 - Town/SpecialDist/School
Charge to : TOWN OF ORCHARD PARK
5.05
ORCHARD PARK FIRE PR 0.71
EC#3 BOSTON VALLEY 0.38

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 182,300 AND SHOULD NOT 181,300. CHECK IN FAVOR OF: JERRY & BEVERLY SARDINIA

Petition No. 201692 / 9900 - ASSESSOR - Refund - \$152.66

SBL No. 52.82-3-2 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 152.66 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 152.66

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 6640 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

CHECK IN FAVOR OF: JASON MARYANN STEINITZ

Petition No. 201693 / 2000 - ASSESSOR - Refund - \$189.11

SBL No. 66.44-2-8 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 101.22 - County

Acct. No. 132 - \$ 87.89 - Town/SpecialDist/School

Charge to : TOWN OF TONAWANDA 87.89

REFUND - CLERICAL ERROR, THE VETERAN EXEMPTION IN THE AMOUNT OF 11,235 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

CHECK IN FAVOR OF: PAUL H KENNEDY

Petition No. 201694 / 2000 - ASSESSOR - Refund - \$896.50

SBL No. 67.45-2-5 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 479.41 - County

Acct. No. 132 - \$ 417.09 - Town/SpecialDist/School

Charge to : TOWN OF TONAWANDA 417.09

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 53,320 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

CHECK IN FAVOR OF: MICHAEL J MOMBREA

(5-0).

3. Item Page -2000 **AS AMENDED**
(Comm. 10E-33)
COUNTY EXECUTIVE

WHEREAS, The County is in need of the services of a consultant to conduct a comprehensive review of the County's current insurance and risk management programs in order to achieve better risk management; and

WHEREAS, a formal request for proposal was carried out in order to seek a consultant to perform such a review of the County's current policies and procedures; and

WHEREAS, Municipal Insurance Consultants, Inc. was chosen as the best qualified firm to conduct the review of the County's insurance and risk management programs; and

WHEREAS, Municipal Insurance Consultants, Inc. will conduct a complete risk management review for an amount not to exceed \$55,000; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreements with Municipal Insurance Consultants, Inc. for an amount not to exceed \$55,000, and be it further,

RESOLVED, That within 90 days, a written report will be submitted to the Erie Co Legislature for discussion and review, and be it further

RESOLVED, that Certified copies of this Resolution be forwarded to the County Executive, the Division of Budget, Management & Finance and the Department of Law.
(6-0) Chairman Swanick presented as Ex-Officio Member.

CRYSTAL D. PEOPLES
CHAIRPERSON

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 17 – MR. HOLT presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 223

June 15, 2000

SOCIAL SERVICES
COMMITTEE
REPORT NO. 7

ALL MEMBERS PRESENT.

1. Item Page - 2000 (Comm. 10E-25)
COUNTY EXECUTIVE

WHEREAS, the New York State Office for the Aging (SOFA) has approved a grant for continuation of the Operation Restore Trust Program in Erie County to educate senior citizens about possible health care fraud and abuse in the Medicare and Medicaid programs, and

WHEREAS, SOFA has allocated additional funding for the Health Insurance Information, Counseling and Assistance program (HIICAP) and extended the program period to March 15, 2001, and

WHEREAS, SOFA has allocated additional funding for the Elder Abuse grant for the Long-Term Care Ombudsman Program to train volunteers to act as advocates for elderly residents of long-term care facilities, and

WHEREAS, the American Red Cross - Greater Buffalo Chapter has agreed to assist in the education and volunteer recruitment efforts in senior centers and the Long-Term Care Ombudsman Program, and

WHEREAS, no additional County funds are required,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to accept from SOFA \$17,000 for the Operation Restore Trust Program and the \$16,018 for the Elder Abuse grant, and be it further

RESOLVED, that the County Executive be and is hereby authorized to enter into a contract with the American Red Cross for \$13,600 for the Operation Restore Trust grant program and to increase the contract with the American Red Cross by \$16,018 for the Elder Abuse Program, and be it further

RESOLVED, that the Operation Restore Trust Grant budget for the period October 1, 1999 to September 30, 2000 be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
443	In-Kind/Subcontract Funds	\$ 5,667
664	Federal Aid for Aging	<u>17,000</u>
	TOTAL REVENUES	<u>\$22,667</u>

APPROPRIATIONS

812	Food Supplies	\$ 100
826	Other Expenses	8,967
830/418	American Red Cross	<u>13,600</u>
	TOTAL APPROPRIATIONS	<u>\$ 22,667</u>

and be it further

RESOLVED, that the Elder Abuse grant budget, project no. 277, be revised as follows:

REVENUES

Account	Description	Current Budget	Changes	Revised Budget
664	Federal Aid	\$20,683	<u>+\$16,018</u>	\$36,701
	TOTAL CHANGE TO REVENUES		<u>+\$16,018</u>	

APPROPRIATIONS

830/418	American Red Cross	\$20,683	<u>+\$16,018</u>	\$36,701
	TOTAL CHANGE TO APPROPRIATIONS		<u>+\$16,018</u>	

and be it further

RESOLVED, that the HIICAP grant period be extended to March 15, 2001, and be it further

RESOLVED, that the HIICAP grant budget, project no. 166, for the period October 1, 1999, to March 15, 2001 be revised as follows:

REVENUES

Account	Description	Revised Budget	Changes	Current Budget
664	Federal Aid	\$ 3,790	<u>+\$8,601</u>	\$12,391
	Total Change to Revenues		<u>+\$8,601</u>	

APPROPRIATIONS

810	Office Supplies	\$ -0-	\$ +200	200
812	Food & Kitchen Supplies	-0-	+ 50	50
824	Travel & Mileage	3,700	+2,895	6,595
825	Out-of-Area Travel	-0-	+ 500	500
826	Other Expenses	-0-	+3,480	3,480
880/5100	Interfund Expenses	-0-	+1,076	1,076
933	Lab & Tech Equip	-0-	<u>+ 400</u>	400
	TOTAL CHANGE TO APPROPRIATIONS		<u>+\$ 8,601</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptroller's Office and the Department of Senior Services.

(4-0) Legislator Marshall absent for vote.

2. Item Page - 2000 (Comm. 10E-30)
COUNTY EXECUTIVE

WHEREAS, the Department of Youth Services has need of New York State Office of Children and Family Services' expertise and assistance in addressing issues surrounding noncompliance at the East Ferry juvenile detention facility, and

WHEREAS, the goal of planning for a new Regional Secure Detention Center requires travel to Albany by the Commissioner of Youth Services and his Detention staff.

NOW, THEREFORE, BE IT

RESOLVED, that \$10,000 is hereby transferred to Account 825, Out of Area Travel in the Department of Youth Services - Detention Division's 2000 operating budget, and be it further

RESOLVED, that the source of funds is \$10,000, available in Account 821 Dues and Fees in the Department of Youth Services - Detention Division's 2000 operating budget, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Youth Services.

(4-0) Legislator Marshall absent for vote.

3. Item Page - 2000 (Comm. 12E-7)
COUNTY EXECUTIVE

WHEREAS, the Department of Youth Services has an additional \$ 183,000 in funding commitments to cover the cost of contracting with the Boys & Girls Club of Buffalo to administer and implement the Operation Prime Time Program, and

WHEREAS, the county will receive \$100,000 from the City of Buffalo and \$83,000 from the New York State Office of Children and Family Services for this proposal.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into and execute any applications, contracts included therein, and amendments with the Boys & Girls Club of Buffalo, the City of Buffalo, and the New York State Office of Children and Family Services, and be it further

RESOLVED, that the Erie County Legislature hereby makes a finding that it is impracticable to follow the standard RFP procedure, and hereby waives the procedures outlined in section 19.08 of the Erie County Administrative Code, since these special services to be provided by the Boys & Girls Club of Buffalo have been approved by the Erie County Youth Board, and since these special services must be provided immediately, and be it further

RESOLVED, that authorization is provided for the County Executive to enter into a contractual agreement with the Boys & Girls Club of Buffalo in the amount of \$183,000 to administer the Operation Prime Time program, and be it further

RESOLVED, that the following budget adjustments are hereby authorized in order to fund the Operation Prime Time program in the Youth Division's 2000 budget:

Department of Youth Services - Grant Fund
Special Delinquency Prevention Program (SDPP)
Project 304

<u>Revenue</u>	<u>Decrease</u>
Acct. 620-0107 State Aid Contractual	\$16,332
<u>Appropriation</u>	
Acct. 830 Contractual	\$16,332
Total Adjustment	0

Department of Youth Services
Project 946

<u>Revenue</u>	<u>Increase</u>
Acct. 360-1001 City of Buffalo	\$100,000
Acct. 620-0108 State Aid Operation Prime Time	83,000
Total Revenue	\$183,000
<u>Appropriation</u>	
Acct. 830-0920 Operation Prime Time	\$183,000
Total Appropriation	\$183,000
Net Change	0

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Youth Services.

(4-0) Legislator Marshall absent for vote.

4. Item Page - 2000 (Comm. 12E-9)
COUNTY EXECUTIVE

WHEREAS, the Department of Social Services has issued an annual Request for Proposals (RFP) and has selected providers for its Employee Education and Training Program pursuant to Section 19.08 of the Erie County Administrative Code, and has responses and the evaluation and selection material available, and

WHEREAS, the Department of Social Services must have Legislative approval to renew Employee Education and Training Program contracts, and

WHEREAS, these contracts will allow for employees of the Department of Social Services to upgrade their professional knowledge and skills thereby benefiting the operations of the Department, and

WHEREAS, no additional County funds are required since the 2000 Adopted Budget of the Erie County Department of Social Services has an existing appropriation in Account 826, Other Expenses or Charges, sufficient to cover the Employee Education and Training Program.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive, on behalf of the Department of Social Services, is hereby authorized to renew the Employee Education and Training Program contracts as specified below:

<u>Educational Institution</u>	<u>Period</u>	<u>Gross Contract</u>	<u>Institution's Contribution</u>	<u>Paid by ECDSS</u>
Buffalo State College (Masters/ Bachelor's Degrees, In-service training, Organizational Development)	9/1/00-8/31/01	\$3,077,626	\$1,107,945	\$1,969,681
Empire State College (Bachelor's /Associate's Degrees in Business/ Community and Human Services)	9/1/00-8/31/01	\$324,660	\$120,124	\$204,536
Empire State College (In-Service Training)	9/1/00-8/31/01	\$731,945	\$234,222	\$497,723

SUNY-Millard Fillmore College (Bachelor's/Associate's Degrees in Business/ Human Services)	8/21/00- 8/20/01	\$162,737	\$56,958	\$105,779
SUNYAB - School of Social Work (Master's of Social Work)	9/1/00- 8/31/01	\$215,014	\$73,105	\$141,909
SUNYAB Institute for Addictions Studies and Training (In-Service Training)	10/1/00- 9/30/01	\$133,869	\$46,854	\$87,015
Erie Community College (In-Service Training)	10/1/00- 9/30/01	\$581,202	\$209,233	\$371,969

and be it further

RESOLVED, that the source of funds for the above contract renewals is available in an existing appropriation in the 2000 Adopted Budget of the Department of Social Services in Account 826, Other Expenses or Charges, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Department of Social Services, the Office of the Erie County Comptroller and the Division of Budget, Management and Finance.

(4-0) Legislator Marshall absent for vote.

5. Item Page - 2000 (Comm. 12E-12)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Congregate Dining Nutrition Program (III-C-1) and the Home Delivered Nutrition Program (III-C-2) grants for the period January 1, 2000 to December 31, 2000, and

WHEREAS, the New York State Office for the Aging (SOFA) has notified the Department of Senior Services of current federal allocations for the Title III grants, and

WHEREAS, the Department has investigated and recommends the Old 1st Ward Community Association, Inc. at 62 Republic Street in Buffalo and Bell Tower Senior

Apartments at 42 Haley Lane in Cheektowaga as two new nutrition sites to provide nutritional meals to older residents of Erie County, and

WHEREAS, SOFA has strongly urged the Department of Senior Services to use the new III-C-2 funds to purchase computers, technical support and software that the Department and its cluster agencies need to comply with future federally mandated reporting requirements under the National Aging Program Information System (NAPIS) implementation plan, and

WHEREAS, the remaining III-C-2 funds will be used to eliminate the Meals-on-Wheels waiting list of approximately 200 clients throughout Erie County, and

WHEREAS, the County budgets for the above grants are in need of revision, and

WHEREAS, no additional County funds are needed, and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to enter into a contract with the Old 1st Ward Community Association, Inc. for \$800,

and be it further

RESOLVED, that the County Executive be and is hereby authorized to increase the contract with the Town of Cheektowaga by \$850, and with Meals on Wheels by \$107,748, for the period January 1, 2000 to December 31, 2000

and be it further

RESOLVED, that the budget for the III-C-1 grant for the period January 1, 2000 to December 31, 2000, Project 269, be revised as follows:

<u>REVENUES</u>		<u>CURRENT</u> <u>BUDGET</u>	<u>CHANGES</u>	<u>AMENDED</u> <u>BUDGET</u>
<u>Account</u>	<u>Description</u>			
663	Federal Aid	\$1,326,241	\$- 3,239	\$1,323,002
TOTAL CHANGE TO REVENUES			<u>\$- 3,239</u>	
 <u>APPROPRIATIONS</u>				
830/311	Town of Cheek	\$ 6,861	\$ +850	\$ 7,711
830/385	Other Projected	1,438	-438	1,000
830/671	Old 1 st Ward Com	-0-	-800	800
932	Furn & Fixtures	-0-	+5,000	\$ 5,000
933	Lab & Tech	\$ 6,657	<u>+\$3,000</u>	\$ 9,657
TOTAL CHANGE TO APPROPRIATIONS			<u>\$-3,239</u>	

and be it further

RESOLVED, that the budget for the III-C-2 grant for the period January 1, 2000 to December 31, 2000, Project 271, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
663	Federal Aid	\$762,858	\$+220,800	\$983,658
686	Interfund Rev	81,129	<u>+ 24,534</u>	105,663
TOTAL CHANGE TO REVENUES			<u>\$+245,334</u>	
 <u>APPROPRIATIONS</u>				
830/141	Meals on Wheels	1,426,133	+107,748	1,533,881
933	Lab & Tech Equip	-0-	<u>+137,586</u>	137,586
TOTAL CHANGE TO APPROPRIATIONS			<u>\$+245,334</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptroller's Office and the Department of Senior Services.

(4-0) Legislator Marshall absent for vote.

6. Item Page - 2000 (Comm. 12E-21)

COUNTY EXECUTIVE

WHEREAS, there is a need to provide legal services to the elderly and disabled population to perform Medicare maximization activities, and

WHEREAS, the services to be provided consist of working closely with patients, their families and health care providers to secure patient enrollment and gain Federal reimbursement from the Medicare program, and

WHEREAS, providers currently bill the Medicaid program for services that may otherwise be eligible for Medicare, since billing to Medicare is generally more cumbersome and time-consuming than Medicaid in terms of covered services and periods of client eligibility, and

WHEREAS, it is important to maximize Medicare since there is no local share to the Medicare program, while charges to Medicaid often carry a local share component of twenty-five percent of the gross billing amount, and

WHEREAS, funds for this contract are available through a transfer of funds from the Buffalo State Independent Living contract appropriation, which are not needed for that purpose, at no added local share cost.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Executive and/or the Commissioner of Social Services are authorized to enter into a contract with Legal Services for the Elderly and Disabled, which is a known, experienced community provider of such services to this population, and be it further

RESOLVED, as these services are needed immediately, the request for proposal (RFP) requirements of section 19.08 of the Administrative Code are waived, and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2000 Adopted Budget:

Department of Social Services, Department 200, Fund 120

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>INCREASE/ (DECREASE)</u>
830-0236	Legal Services to the Elderly and Disabled	\$35,000
830-1003	Buffalo State Independent Living	(35,000)
		<u>-0-</u>

and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of the Department of Social Services, the Erie County Comptroller and the Director of Budget and Management.

(4-0) Legislator Marshall absent for vote.

7. Item Page -2000 (Comm. 12E-23)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Social Services (ECDSS) is required to maintain records related to the provision of social services to clients and therefore produces over six (6) million document images per year, and

WHEREAS, a comprehensive Request for Proposals (RFP) was developed that outlined ECDSS' administrative, technical, and functional requirements for a turn-key document image solution, and

WHEREAS, the RFP for this multi-phase project included the need to install a disaster recovery component for this system, and

WHEREAS, it was the recommendation of the RFP Review and Vendor Selection Committee that ECDSS award the Document Imaging Project contract to AOP Solutions of Buffalo, New York, the vendor who, from an overall perspective, met and exceeded ECDSS' requirements and has provided a solution that could expand as ECDSS adds users, applications or functionality, and

WHEREAS, a contract with AOP Solutions has been executed and extended pursuant to authorizations of the Erie County Legislature for design, implementation, testing, expansion and support of this complex system, and

WHEREAS, technical specifications and updated cost estimates have been received from AOP Solutions to install the disaster recovery sub-system as described in the initial RFP for a cost not to exceed \$418,980, and

WHEREAS, funds for the contract are available in the Capital Budget and no additional County funds are required.

NOW, THEREFORE, BE IT

RESOLVED, that the Department of Social Services is hereby authorized to amend and extend its current contract with AOP Solutions of Buffalo, New York by an amount not to exceed \$418,980 for the installation of the disaster recovery component of the computerized document imaging system, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of the Department of Social Services, the Erie County Comptroller and the Director of Budget and Management.

(4-0) Legislator Marshall absent for vote.

GEORGE A. HOLT, JR.
CHAIRMAN

MR. HOLT moved to separate item #5 and moved the approval of the balance of the report. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MR. HOLT moved to amend item #5. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

AMENDMENT TO COMM. 12E- 12 (2000)
Item No. 5 - Social Services Committee Report No. 7

DELETE the 3rd RESOLVED clause in its entirety and *REPLACE* with the following:

RESOLVED, that the budget for the III-C- I grant for the period January 1, 2000 to December 31, 2000, Project 269, be revised as follows:

		CURRENT BUDGET	CHANGES	AMENDED BUDGET
<u>REVENUES</u>				
Account	Description			
440	Unclass. Fees	791,928	\$+ 5,342	\$ 797,270
663	Federal Aid	\$1,326,241	\$- 3,239	\$1,323,002
	TOTAL CHANGE TO REVENUES		\$+2,103	

APPROPRIATIONS

821	Dues & Fees	\$ 20,000	1,500	\$ 18,500
826	Other Expenses	\$1,251,559	1,562	\$1,249,997
830/311	Town of Cheek	\$ 6,861	\$ + 850	\$ 7,711
830/385	Other Projected	1,438	- 438	1,000
830/671	Old 1st Ward Com	-0	+ 800	800
932	Furn & Fixtures	-0	+3,753	3,753
933	Lab & Tech	\$ 6,657	\$ + 200	\$ 6,857
	TOTAL CHANGE TO APPROPRIATIONS		\$+2,103	

and be it further

MR. HOLT moved the approval of the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 18 – MS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 224

June 15, 2000

HEALTH/MENTAL HEALTH
COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

1. **RESOLVED**, that the following items are hereby received and filed.

- a. Item Page -2000 (Comm. 6D-1)
ECMC HEALTHCARE NETWORK: 1999 Financial Performance.
(5-0)

b. Item Page -2000 (Comm. 12D-2)
ECMC: Financial Statements for 4/00.
(5-0)

c. Item Page -2000 (Comm. 12M-10)
MENTAL HYGIENE COMMUNITY SERVICES BOARD: Mental Health – SICA
Grant Application.
(5-0)

2. Item Page - 2000 (Comm. 12E-16)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health wishes to renew its contract with the New York State Department of Environmental Conservation (DEC) for the purpose of reviewing plans and specifications and inspections of wastewater systems for facilities handling less than 10,000 gallons per day, and reviewing plans and specifications and providing inspection services for sanitary sewer extensions in the amount of \$14,880, which expired on March 31, 2000.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to renew the contract with the New York State Department of Environmental Conservation for the period April 1, 2000 through March 31, 2001, with the option to annually extend through March 31, 2004 to be budgeted as follows:

DEC QUALITY PLAN REVIEW GRANT
4/1/00-03/31/01

SFG	SUB OBJ REVENUE	NEW BUDGET
553	STATE AID OTHER	\$ 14,880
	TOTAL	\$ 14,880
	EXPENSES	
810	OFFICE SUPPLIES	\$1,000
821	DUES & FEES	1,000
825	OUT OF AREA TRAVEL	1,000
826	OTHER EXPENSES	9,880
932	OFFICE EQUIPMENT	1,000
933	LAB & TECHNICAL EQUIPMENT	\$ 1,000
	TOTAL	\$ 14,880

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Department of Health, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law.

(5-0)

3. Item Page - 2000 (Comm. 12E-17)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health currently operates a Lead Poisoning Prevention Program, and

WHEREAS, the purpose of this grant is to support and enhance local efforts to reduce the prevalence of elevated blood lead levels in children under six years of age through the implementation of a comprehensive program of primary and secondary prevention which includes: public and professional outreach and education; and medical and environmental case management and follow up, and

WHEREAS, the New York State Health Department has awarded the Erie County Department of Health a revised grant in the amount of \$552,084 which authorizes budgetary adjustments.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a revised contract with the New York State Health Department which authorizes the following budgetary adjustments:

DEPARTMENT OF HEALTH
LEAD POISONING PREVENTION PROGRAM
01/1/00 – 12/31/00
PROJECT # 325

<u>SFG</u>	<u>REVENUE</u>	<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
573	STATE AID	<u>\$540,154</u>	<u>\$ 11,930</u>	<u>\$ 552,084</u>
	TOTAL	<u>\$540,154</u>	<u>\$ 11,930</u>	<u>\$ 552,084</u>

EXPENSES

800	PERSONNEL SERVICES	434,571	-10,557	\$ 424,014
801	OVERTIME	1,500	0	1,500
805	FRINGES	92,273	-2,551	89,722
821	DUES AND FEES	0	15,110	15,110
823	REPAIRS & MAINTENANCE	0	3,000	3,000
824	TRAVEL & MILEAGE	10,810	2,190	13,000

825	OUT OF AREA TRAVEL	1,000	3,125	4,125
826	OTHER EXPENSES	<u>0</u>	<u>1,613</u>	<u>1,613</u>
	TOTAL	<u>\$540,154</u>	<u>\$ 11,930</u>	<u>\$ 552,084</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Office of the Comptroller, the Division of Budget Management and Finance and the Department of Law.
 (5-0)

4. Item Page - 2000 (Comm. 12E-22)
COUNTY EXECUTIVE

WHEREAS, enrollment of uninsured children into adequate health coverage is a national, state and local priority, and

WHEREAS, the New York State Department of Health has funded the Western New York Healthcare Association to oversee a \$400,000 grant that facilitates enrollment of children in Erie, Niagara, Cattaraugus and Chautauqua counties, and

WHEREAS, the Erie County Department of Health will be responsible for coordinating the enrollment of children in both Erie and Niagara Counties, and

WHEREAS, the Western New York Healthcare Association has named the Erie County Department of Health as a subcontractor to this grant to receive an annualized amount of \$155,668.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to accept a revised grant award with the Western New York Healthcare Association to be budgeted as follows:

Facilitated Enrollment for Child Health Plus and Medicaid
1/1/00-6/30/01

PROJECT #370

REVENUE	CURRENT BUDGET	CHANGES	REVISED BUDGET
OTHER LOCAL SOURCE	<u>\$ 167,278</u>	<u>-11,610.00</u>	<u>\$ 155,668</u>
TOTAL	<u>\$ 167,278</u>	<u>-11,610.00</u>	<u>\$155,668</u>

EXPENSES

PERSONAL SERVICES	\$ 118,329	-148.00	\$ 118,181
FRINGE BENEFITS	31,949	-6,942.00	\$ 25,007
OFFICE SUPPLIES	1,000	1,500.00	\$ 2,500
TRAVEL & MILEAGE EXPENSE	7,000	-1,000.00	\$ 6,000
OTHER EXPENSES	5,500	-4,520.00	\$ 980
D.I.S.S.	3,500	- 500.00	\$ 3,000
TOTAL	\$ <u>167,278</u>	<u>-11,610</u>	\$ <u>155,668</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.

(5-0)

5. Item Page -2000 (Comm. 12E-24)

COUNTY EXECUTIVE

WHEREAS, the prevalence, hospitalization, missed school days and mortality due to asthma has significantly increased in New York State, and

WHEREAS, the burden of asthma effects numerous sectors of our Western New York communities, including primary and acute health care, public health, education, business, health insurers, etc., and

WHEREAS, asthma-related costs to the New York State taxpayer, while not fully known, exceeded \$160 Million in 1995 alone, and

WHEREAS, the New York State Department of Health has awarded the Erie County Department of Health, as a representative of the Asthma Coalition of Western New York, an amount of \$200,000 to develop and implement a systems approach for reducing the burden of asthma in the eight counties of Western New York, and

WHEREAS, the Asthma Coalition of Western New York is a regional collaborative partnership of community stakeholders from diverse sectors who are concerned about the burden of asthma.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into an agreement with the New York State Health Department to accept the grant award which is budgeted as follows:

Department of Health
A Systems Approach for
Reducing the Burden of Asthma
8/1/00 - 7/31/01

SFG	REVENUE	AMOUNT
553	State Aid Other	<u>\$ 200,000</u>
	TOTAL	<u>\$ 200,000</u>
	EXPENSES	
821	Dues & Fees	\$ 2,500
825	Out of Area Travel	2,500
826	Other Expenses	2,500
830	Contractual American Lung Association	145,221
830	Contractual Family Medicine Faculty Associates, Inc.	24,779
830	Contractual Niagara Health Quality Coalition	15,000
830	Contractual Kaleida Health Systems	5,000
932	Office Equipment	500
933	Lab & Technical Equipment	<u>2,000</u>
	TOTAL	<u>\$200,000</u>

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the American Lung Association in the amount of \$145,221 for project coordination and implementation, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with Family Medicine Faculty Associates, Inc. in the amount of \$24,779 for project evaluations, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the Niagara Health Quality Coalition in the amount of \$15,000 for coordination with participant managed care organizations in the development of standardized asthma diagnostic and treatment protocols, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with Kaleida Health System in the amount of \$5,000 to develop a physician training curriculum in asthma, and be it further

RESOLVED, that the subcontracts with the American Lung Association, Family Medicine Faculty Associates, Inc., the Niagara Health Quality Coalition and Kaleida Health are special services which must be provided immediately and continuously and therefore, the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.

(5-0)

6. Item Page -2000 (Comm. 12E-25)

COUNTY EXECUTIVE

WHEREAS, the 1996 Amendment to the Safe Drinking Water Act requires states to complete assessments of source water serving public water systems, and

WHEREAS, the New York State Department of Health is providing funding to the Erie County Health Department to assist the Department of Health with completing the source water assessments for public water systems within the County's jurisdiction, and

WHEREAS, the Erie County Health Department proposes to execute a contract with the New York State Department of Health, to be the local entity responsible for completing source water assessments for approximately 110 public water systems in Erie County, and for identifying potential contamination risks to those systems for the period April 1, 1999 through March 31, 2001.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into an Agreement with the New York State Department of Health for providing local support to the Source Water Assessment Program (SWAP), to be budgeted as follows:

Department of Health
Source Water Assessment Program
4/1/99 - 3/31/01

SFG	REVENUE	BUDGET
553	State Aid	<u>\$15,050</u>
	TOTAL	<u>\$15,050</u>
	EXPENSES	
801	Overtime	\$4,000
810	Office Supplies	2,000
821	Dues & Fees	1,000
825	Out of Area Travel	2,300
826	Other Expenses	2,000
932	Office Equipment	2,000
933	Lab & Technical Equipment	<u>1,750</u>
	TOTAL	<u>\$15,050</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Department of Health, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law.
(5-0)

7. Item Page -2000 (Comm. 12E-26)
COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department operates a Public Health Campaign Program, and

WHEREAS, the Erie County Department of Health has received a continuing grant from the New York State Health Department in the amount of \$490,815 for the Public Health Campaign from 4/1/00 - 3/31/01 which authorizes budgetary adjustments, and

WHEREAS, the continuing grant includes funding for the Model Tuberculosis Control Clinic and Sexually Transmitted Disease (STD) Prevention Program and increases funding for laboratory services and training.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to accept a revised grant from the New York State Department of Health to continue the Public Health Campaign Program which is budgeted as follows:

**Department of Health
Public Health Campaign Program
4/1/00 - 3/31/01
Project #332**

<u>SFG</u>	<u>REVENUE</u>	<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
360	OTHER LOCAL SOURCES	37,145	26,696	\$ 63,841
553	STATE AID	\$ 453,815	37,000	\$ 490,815
	TOTAL	<u>\$ 490,960</u>	<u>\$ 63,696</u>	<u>\$ 554,656</u>
	<u>EXPENSES</u>			
800	PERSONNEL SERVICES	384,995	47,919	432,914
805	FRINGES	81,465	11,051	92,516
821	DUES & FEES	1,200	0	1,200
823	REPAIRS & MAINT.	300	0	300
824	TRAVEL & MILEAGE	15,500	500	16,000
825	OUT OF AREA TRAVEL	500	4,076	4,576

826	OTHER EXPENSES	7,000	-200	6,800
933	LAB & TECH EQUIPMENT	<u>0</u>	<u>350</u>	<u>350</u>
	TOTAL	<u>\$ 490,960</u>	<u>\$ 63,696</u>	<u>\$ 554,656</u>

RESOLVED, that one full-time position of Laboratory Technician, JG VII is hereby created.

The following personnel detail is hereby submitted:

TITLE: Laboratory Technician	FUNDING: 100% State Funded
JG: VII	CIVIL SERVICE: Yes
STEP: 0	
ANNUAL SALARY: \$26,838	
ANNUAL FRINGES: \$6,586	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Department of Personnel, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.
(5-0)

**JUDITH P. FISHER
CHAIRPERSON**

MS. FISHER moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 19 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 225

June 15, 2000

PERSONNEL AD HOC
COMMITTEE
REPORT NO. 9

ALL MEMBERS PRESENT.

1. Item Page -2000 (Comm. 12E-8)

COUNTY EXECUTIVE

WHEREAS, it is necessary to recruit in Step 2 for two Assistant County Attorney positions in order to secure and retain qualified and experienced attorneys; and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the variable minimum for the position of Assistant County Attorney, Job Group 15, Step 2; and the variable minimum for the position of Assistant County Attorney, Job Group 15, Step 2; both effective upon the commencement of County service, and be it further,

RESOLVED, that no budget transfers are necessary to accomplish the foregoing, and be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller, the Department of Personnel and the Department of Law.

(4-0) Legislator DeBenedetti absent for vote.

2. Item Page -2000 (Comm. 12E-13)

COUNTY EXECUTIVE

RESOLVED, that the Personnel Ad Hoc Committee does hereby recommend that the full Legislature confirm the appointment of Philip L. DiCarlo of 138 Green Acres Road Tonawanda, New York 14150 as a member of the County Development Coordination Board. His term will expire December 31, 2001.

(4-0) Legislator DeBenedetti absent for vote.

3. Item Page -2000 (Comm. 12E-28)

COUNTY EXECUTIVE

WHEREAS, over the past few years the population of the Erie County Correctional Facility has increased significantly, and

WHEREAS, there are currently seven officers out of work on permanent disability, and

WHEREAS, the result has been a significant increase in mandatory overtime for Correctional Officers, placing an unnecessary burden on the Facility staff and their families, and

WHEREAS, the Facility is without the help of three budgeted supervisory positions, two being out on disability and one on union business.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to add one (1) full-time Correction Lieutenant, job group 11, and three (3) full-time Correction Officers, job group 9, to the budget of the Erie County Correctional Facility, and be it further

RESOLVED, that authorization is hereby provided to delete one (1) part-time Receptionist, job group 3, and one (1) full-time Deputy Superintendent, job group 14, to fund this request, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Correctional Facility, the Office of the Comptroller, the Personnel Department and the Division of Budget, Management and Finance.

(4-0) Legislator DeBenedetti absent for vote.

4. Item Page -2000 (Comm. 12E-30)

COUNTY EXECUTIVE

WHEREAS, The Erie County Health Department operates a Medical Examiner's Office which provides comprehensive medico-legal services to determine the cause and manner of death, and

WHEREAS, the Medical Examiner's Office is in need of additional support service staff in order to efficiently carry out its duties and responsibilities, and

WHEREAS, the Erie County Health Department provides services to the community through its Office For the Disabled, and

WHEREAS, the Office For the Disabled is in need of additional clerical support in order to provide such service.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one full-time position of Pathological Laboratory Worker, JG V to be assigned to the Medical Examiner's Office and one Receptionist (RPT) JG III to be assigned to the Office For the Disabled, funds being available in the personal services budgets of the Division of Health and the Division of the Medical Examiner.

The following personnel detail is hereby submitted:

TITLE: Pathological Laboratory Worker
JG: V
STEP: 0
ANNUAL SALARY: \$23,284
ANNUAL BENEFITS: \$6,287

CIVIL SERVICE: Yes

TITLE: Receptionist - Regular Part Time
JG: III
STEP: 1
HOURLY SALARY: \$10.79

CIVIL SERVICE: Yes

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Department of Personnel, the Office of the Comptroller and the Division of Budget, Management, and Finance.

(4-0) Legislator DeBenedetti absent for vote.

CHARLES M. SWANICK
CHAIRMAN

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

LEGISLATORS RESOLUTIONS

Item 20 – MR. HOLT presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 226

Re: Closing of Cornerstone
Academy. (Intro. 14-1)

A RESOLUTION SUBMITTED BY
LEGISLATOR HOLT

WHEREAS, The Cornerstone Manor operated a school for homeless children called "Cornerstone Academy" since 1991, and

WHEREAS, Cornerstone Academy teaching staff is funded by the Buffalo Board of Education and has enabled homeless children as well as children needing protection from violent or potentially violent situations in the City of Buffalo a transitional period prior to mainstreaming within the Buffalo Public School System: and

WHEREAS, on March 14, 2000, representatives of the State Education Department, Office of School and Community Services, ordered to have the Academy closed because of violations of the McKinney Homeless Assistance Act of 1987, and

WHEREAS, concerned community residents have expressed their opposition to the closing of the Cornerstone Academy, and

WHEREAS, it is fitting for the Erie County Legislature to seek information and invite interested persons to a meeting of the Legislature's Social Services Committee to hear testimony concerning this matter,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature request that Richard Mills, Commissioner of the New York State Department of Education, or a designee give a full report of the noted violations at Cornerstone Academy and/or, including a plan of corrective action to be taken to ensure that this school re-opens, and be it further

RESOLVED, that said report may also include language concerning the ability to provide similar services to the student population at Cornerstone Manor from March 14, 2000 to present, and be it further

RESOLVED, that a certified copy of this resolution be sent to the New York State Education Commissioner Richard Mills, the Western New York Delegation to the New York State Legislature, the Buffalo School Board, the Buffalo School Superintendent.

Fiscal Impact: None for Resolution

MR. HOLT moved to amend the resolution by adding Legislators Fisher, Peoples and Swanick as co-sponsors. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MR. HOLT moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 21 – MR. MARSHALL presented the following resolution and moved for immediate consideration. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 227

Re: Funding for Emergency
Services. (Intro. 14-2)

A RESOLUTION SUBMITTED BY LEGISLATOR MARSHALL

WHEREAS, the Legislature set aside funds in the 2000 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, this funding may be provided by the County of Erie to local community based organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, or other types of neighborhood-based service delivery, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$5,000 from the legislative contractual (DAC: 110905100830) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Helmuth Control Mutual Aid Chiefs' Council	830/	\$5,000
TOTAL		\$5,000

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agency cited, and be it further

RESOLVED, that the Clerk of the Legislature and the Director of the Division of Budget, Management & Finance are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph A. Passfiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah Bochenek and to Frank C. Kusiowski, Jr., Helmuth Control Mutual Aid Chiefs' Council, PO Box 183, Lawtons, New York 14091.

Fiscal Impact: Appropriation of 2000-budgeted funds.

MR. MARSHALL moved the approval of the resolution. MR. RANZEHOFER seconded.

CARRIED UNANIMOUSLY.

Item 22 – CHAIRMAN SWANICK directed that the following resolution be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

Intro. 14-3 From LEGISLATORS WEINSTEIN & RANZENHOFER Re: Support for the Use of Monitoring of Traffic Signal Controls Through the Use of Photographic Devices.

Item 23 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 228

Re: Funding for Operation
Prime Time. (Intro. 14-4)

A RESOLUTION SUBMITTED BY LEGISLATORS SWANICK & PEOPLES

WHEREAS, Operation Prime Time, a program administered by the Erie County Department of Youth Services, is a program designed to get youth off of the streets and into environments where they can be nurtured, monitored, and educated, and

WHEREAS, this program began in 1996 at the Parkside Community Center, and since has grown to serve youth across the County at thirty-four different sites, such as: Town Boys & Girls Club, the Windermere Site, YMCA, Polish Community Center, St. Ann's Community Center, West Side Community Services, YWCA, and

WHEREAS, Operation Prime Time serves youth ages six to eighteen, and last year served 3,272 of these youth across the County,

WHEREAS, the program highlights include: dealing with peer pressure, alcohol and drugs, community service and volunteering, field trips, employment skills, academic enrichment, physical fitness, and character and leadership development, and

WHEREAS, the Youth Services Department has identified a shortfall in funding for Operation Prime Time, and will require additional funds, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby reaffirms its commitment to providing programs for the youth of Erie County that have a positive impact on both families and the community, and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$20,000 from the legislative contractual (DAC: 110905100830) to Fund 110, Project 946, Department 250 – Youth Services as follows:

<u>NAME</u>	<u>LINE</u>	<u>OLD AMOUNT</u>	<u>+/-</u>	<u>NEW AMOUNT</u>
Operation Prime Time	830/0920	\$200,000	\$20,000	\$220,000
Total			\$20,000	

and be it further,

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, and the Director of Division of Youth Services, are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agency cited, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M. Bochenek, and the Office of the Commissioner of Youth Services.

Fiscal Impact: Appropriation of 2000-budgeted funds.

MS. PEOPLES moved to amend the resolution to include ET AL Sponsorship. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 24 – MR. LARSON presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 229

Re: Opposition to Moving
Graduate Medical Education
Program from ECMC to
Private Hospitals.
(Intro. 14-5)

A RESOLUTION SUBMITTED BY LEGISLATORS
LARSON, CHASE, GREENAN, RANZENHOFER, WEINSTEIN & MARSHALL

WHEREAS, the Graduate Medical Education Program through the State University of New York at Buffalo Medical School provides financial support to physicians in training at local hospitals, and

WHEREAS, the Graduate Medical Education Program operates within ECMC providing critically important training and educational opportunities to resident physicians, and

WHEREAS, the elimination of the physicians participating in the Graduate Medical Education Program at ECMC would result in a loss to the hospital of millions of dollars, as well as severely restricting access to resident physicians to the area's trauma, burn and other specialty centers, and

WHEREAS, it has come to the attention of the Erie County Legislature that a local hospital network is attempting to move the Graduate Medical Education Program from ECMC to another local health care network, and

WHEREAS, this Honorable Body does not support the transfer of the Graduate Medical Education Program from ECMC to the another health care network in order to save one health care facility at the expense of another

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby express its continued support of the Graduate Medical Education Program at ECMC, and be it further

RESOLVED, that the Erie County Legislature does not support the reduction or transfer of resident physicians from ECMC to another health care network, and be it further

RESOLVED, that the Erie County Legislature does hereby request ECMC Chief Executive Officer Paul Candino to appear before a meeting of the Legislature's Health/Mental Health Committee to discuss this issue, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Mr. Paul Candino.

Fiscal Impact: To be determined.

MR. LARSON moved to amend the resolution to include ET AL Sponsorship. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

MR. LARSON moved to amend the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

ADD TO THE LAST RESOLVED CLAUSE: ... and the WNY State Delegation.

MR. LARSON moved the approval of the resolution as amended. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 25 – MS. MARINELLI moved to discharge the COMMUNITY ENRICHMENT COMMITTEE from further consideration of Comm. 12E-2. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 230

Re: ECC 200-2001 Budget.

MS. MARIENLLI moved to amend the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

AMENDMENT TO INTRO. 12E-2 (2000)
SUBMITTED BY LEGISLATOR MARINELLI

RESOLVED, that the Erie Community College budget for the fiscal year commencing September 1, 2000 and ending August 31, 2001, is hereby amended eliminating pages 89 through 93 Erie Community College Capital Projects, and be it further

RESOLVED, that the Erie Community College budget for the fiscal year commencing September 1, 2000 and ending August 31, 2001, in the amount of \$61,704,509.00 with a sponsor contribution of \$11,970,777.00 and an Erie County Special Project Funding of \$1,700,000.00 is hereby approved.

MS. MARINELLI moved the approval of the resolution as amended. MR. HOLT seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES, SWANICK. AYES – 17, NOES – 0.

CARRIED UNANIMOUSLY.

Item 26 – MR. DeBENEDETTI moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 10E-27. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 231

Re: Proposed Sponsorship of Holes
at Elma Meadows and Grover
Cleveland Golf Courses.

WHEREAS, the Erie County Department of Parks, Recreation and Forestry (hereinafter

"Parks Department") currently maintains and operates two golf courses, Elma Meadows and Grover Cleveland, owned by Erie County; and

WHEREAS, the Parks Department has approached several corporations and businesses throughout the County concerning the possibility of sponsoring golf holes at the two courses in order to generate additional revenue for the maintenance and further development of the County Parks system, and

WHEREAS, by sponsoring a golf hole, a plaque will be installed at the individual hole to advertise the sponsor's business; and

WHEREAS, the Parks Department has received a favorable response from the business community; and

WHEREAS, the Parks Department wishes to enter into a contract, not to exceed three years, to sponsor the golf holes, with those businesses willing to pay the highest dollar amount.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioner of Parks, Recreation and Forestry is authorized to solicit sponsorship of golf holes at County golf courses at rates to be determined by the Parks Department; and be it further

RESOLVED, that the County Executive is authorized to execute any necessary agreements with businesses in the area to sponsor golf holes at County golf courses for a term not to exceed three years; and be it further

RESOLVED, that the proceeds from sponsorship be maintained in a separate account to be used solely to support park purposes; and be it further

RESOLVED, that certified copies of this Resolution be sent to Joel A Giambra, Erie County Executive, Joseph Passafiume, Director of the Division of Budget, Management and Finance, Lawrence D. Jasinski, Commissioner of the Department of Parks, Recreation and Forestry and Frederick A. Wolf, Erie County Attorney.

MR. DeBENEDETTI moved to amend the resolution. MS. PEOPLES seconded.
CARRIED UNANIMOUSLY.

DELETE the third RESOLVE clause in its entirety and REPLACE with the following RESOLVES.

RESOLVED, that the County Comptroller is authorized to establish a new grant in the County's grant fund entitled "County Golf Courses' Sponsorship Improvements" at an indefinite term, and be it further

RESOLVED, that all proceeds from sponsorships be deposited to this grant, and be it further

RESOLVED, that appropriations from this grant shall be subject to future resolutions and shall

be for the exclusive use at the County's golf courses, and be it further

MR. DeBENEDETTI moved the approval of the resolution as amended. MS. PEOPLES seconded. MS. FISHER voted in the negative.

CARRIED.

Item 27 – MR. DUSZA moved to discharge the GOVERNMENT AFFAIRS COMMITTEE from further consideration of Comm. 12E-10. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 232

Re: Auto Bureau Security
Improvements.

WHEREAS, a recent review of local Auto Bureau security by the State Department of Motor Vehicles has recommended that a modification be made to the garage door located at the Cheektowaga Auto Bureau, and

WHEREAS, the work, which would be performed by a contractor employed by the landlord, Cypress Development, would entail replacement of the current garage door with a motorized heavy duty insulated coiling door with pull chain and deadbolt locks, at a cost of \$4,400, and

WHEREAS, other security improvements including additional motion detectors for all three suburban auto bureaus, are also requested, and

WHEREAS, funds are available within the 2000 Auto Bureau Budget to pay for this work; the account being DAC 110916131826,

NOW, THEREFORE, BE IT

RESOLVED, that payment is hereby authorized to Cypress Development, owners of the location of the Cheektowaga Auto Bureau, for the replacement of the present garage door by a new motorized heavy duty insulated coiling door with pull chair and deadbolt locks, at a cost of \$4,400; and be it further

RESOLVED, that the installation of additional security-related services such as motion detectors in all three suburban auto bureaus is authorized through the current vendor ADT Security Services, Inc. at a cost of \$3,155, and be it further

RESOLVED, that the source of funds for these items is the 2000 Budget of the Erie County Auto Bureau (DAC 110916131826); and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Clerk, the County Comptroller, and the Director of Budget and Management.

MR. DUSZA moved the approval of the resolution. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

Item 28 – MR. DUSZA moved to discharge the GOVERNMENT AFFAIRS COMMITTEE from further consideration of Comm. 12E-11. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 233

Re: Renewal of Northtown
Auto Bureau Lease.

WHEREAS, the current lease of the Northtown Auto Bureau expires on August 31, 2000,
and

WHEREAS, the Office's landlord has proposed renewing the lease at the same rental rate
and with several improvements,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and he hereby is authorized to renew the
County's present lease with Northtown, Inc. for space used by the Erie County Auto Bureau for a
period of five (5) years beginning September 1, 2000 and ending August 31, 2005, upon the
same terms and conditions as the present lease, and be it further

RESOLVED, the source of funds is the 2000 Budget of the Erie County Auto Bureau
(DAC 110916131822); and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the
County Clerk, the County Comptroller, the County Attorney, and the Director of Budget and
Management.

MR. DUSZA moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 29 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 7E-34. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 234

Re: Economic Development
Initiatives and Fund Account
Closeouts.

WHEREAS, The County of Erie, desires to assist in funding the Walden Commerce

Exchange Industrial Park in the Town of Cheektowaga; and

WHEREAS, The Town of Cheektowaga has agreed to contract for construction of the industrial park, take ownership of the roadway and provide for maintenance as a municipal roadway; and

WHEREAS, The County of Erie desires to assist the Erie County Soil and Water Conservation Service in their efforts to prevent erosion and protect valuable farmland; and

WHEREAS, The County of Erie desires to assist in funding the studies and independent analysis for the Peace Bridge, and

NOW, THEREFORE BE IT

RESOLVED, That the County Executive is authorized to enter into contracts with the Town of Cheektowaga in amounts not to exceed a total of \$120,000, for the purpose of funding a portion of the construction of the Walden Commerce Exchange Industrial Park, and that the source of the funds shall be \$120,000 in 1999 funds available in General fund 110, Project 922, Department 302, Agency Payments monitored by Environment and Planning, Account 830, Contractual Services, Subaccount 1030, Business Site Development Fund, which is hereby transferred to a subaccount for the Town of Cheektowaga in the same administrative unit, and be it further

RESOLVED, That the County Executive is authorized to enter into contracts with the Soil and Water Conservation Service in amounts not to exceed \$31,000, for the purpose of purchasing a vehicle and providing funds for clearing streams of debris and preventing erosion of valuable farming areas, and that the source of the funds shall be from the Year 2000 Budget, General Fund 110, Project 904, Department 303, Extraordinary County Aid to Local Governments, Account 830, Contractual Services, Subaccount 1117; Economic Development Tourism Fund, which is hereby transferred to subaccount 185 for the Erie County Soil and Water Conservation Service in Department 302, Agency Payments monitored by Environment and Planning, Account 830, Contractual Services, and be it further

RESOLVED, That the County Executive is authorized to enter into contracts with the Community Foundation of Greater Buffalo in amounts not to exceed a total of \$25,000, for the purpose of funding the completion of the Peace Bridge public review process and independent analysis, that the source of the funds shall be \$25,000 from the year 2000 budget available in, General Fund 110, Project 904, Department 303, Extraordinary County Aid to Local Governments, Account 830, Contractual Services, Subaccount 1117, Economic Development Tourism Fund, which is hereby transferred to Department 302, Agency Payments monitored by Environment and Planning, Account 830, Subaccount 1083, Community Foundation of Greater Buffalo, and be it further

RESOLVED, That the Clerk of the Legislature be directed to send certified copies of this resolution to the Director of Budget and Management, the Comptroller, the Commissioner of the Department of Environment and Planning and the County Attorney.

MS. PEOPLES moved to amend the resolution. MR. KUWIK seconded. MR. DeBENEDETTI, MS. MARINELLI, and MR. MARSHALL voted in the negative.

CARRIED.

DELETE the resolution in its entirety and replace with the following:

RESOLVED, that the County Executive is authorized to enter into contracts with the Community Foundation of Greater Buffalo in an amount not to exceed \$25,000, for the purpose of funding the completion of the Peace Bridge public review process and independent analysis, and be it further

RESOLVED, that the budget of General Fund Countywide Expenditures Monitored By Budget, Sec 520 Exemption Removal/Revenue (DAC: 110923310301) is hereby increased by \$25,000 and Agency Payments - Public Benefit Account Monitored by the Department of Environment and Planning (DAC: 9223028301083), Community Foundation of Greater Buffalo, is hereby increased by \$25,000, and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the Budget Director, the Comptroller, the County Attorney and the Commissioner of Environment and Planning.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, PAULY, RANZENHOFER, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, PEOPLES, and SWANICK. NOES: LARSON, MARSHALL, WEINSTEIN, DeBENEDETTI, MARINELLI, and OLMA. AYES - 11, NOES - 6.

CARRIED.

SUSPENSION OF THE RULES

Item 30 – MR. HOLT moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Comm. 14D-11 be referred to the SOCIAL SERVICES COMMITTEE.

GRANTED.

Comm. 14D-11 From DPW COMMISSIONER MARIA LEHMAN Re: East Ferry Street Youth Detention Center Professional Services Agreement.

Item 31 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

RESOLUTION NO. 235

Re: Friendship Festival
Fireworks. (Comm. 14E-52)

WHEREAS, the County of Erie wishes to work with the City of Buffalo and private donors to help sponsor the Friendship Festival Fireworks display at LaSalle Park, and

WHEREAS, the County has identified available balances in the amount of \$5,000 which will be paid directly to the Friendship Festival Foundation for this request,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into agreement and to make payment to the Friendship Festival Foundation in the amount of \$5,000, for the provision of a July 4th fireworks display at LaSalle Park, and be it further

RESOLVED, that funding in the amount of \$5,000 shall be made available from Agency Payments Public Benefit - Monitored by Environment and Planning, Project 922, account 830-0894 Sports Development Fund, and transferred to a new sub account within this administrative unit which shall be established for payment to the Friendship Festival Foundation, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller, the Department of Environment and Planning and the County Attorney's Office.

MS. PEOPLES moved the approval of the resolution. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

Item 32 – MR. MARSHALL moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Intro. 14-6 be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Intro. 14-6 From LEGISLATORS MARSHALL, GREENAN, CHASE, LARSON, RANZENHOFER, WEINSTEIN, DeBENEDETTI, AND OLMA Re: Calling on State Assembly to Immediately Transmit A.11161-A/S.7917-A to Governor.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM CHAIRMAN SWANICK

Item 33 – (Comm. 14E-1) Copy of Letter to Legislator DeBenedetti Re: Interviewing Candidates for Appointment to Erie County Water Authority.

Received and filed.

Item 34 – (Comm. 14E-2) Copy of Letter to Mayor Masiello Re: Legislature Appointment to Mayor's Broadway Market Review Panel.

RECEIVED, FILED & PRINTED.

June 6, 2000

The Honorable Anthony M. Masiello
Mayor
City of Buffalo
City Hall
Buffalo, NY 14202

RE: **LEGISLATIVE APPOINTMENT TO MAYOR'S BROADWAY
MARKET REVIEW PANEL**

Dear Mayor Masiello:

Pursuant to your letter dated May 30, 2000, I hereby submit the following person as my designee to your panel seeking to devise a long-range strategy for the success of the Broadway Market:

Russ Maxwell
General Manager
Rural Metro Ambulance Services
600 Delaware Ave.
Buffalo, NY 14202
(716) 882-8400 (phone)
(716) 887-8379 (fax)

Mr. Maxwell possesses a wealth of private sector knowledge and experience. I am confident that his appointment and subsequent contribution to your panel will serve to the benefit of the taxpayers, local residents and the Broadway Market.

Very truly yours,

Charles M. Swanick
Chairman
Erie County Legislature

Item 35 – (Comm. 14E-3) Copy of Letter to the Erie County Clerk & Water Authority
Commissioner Re: Oath Card.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY CLERK

Item 36 – (Comm. 14E-4) 1999 Annual Report.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMPTROLLER

Item 37 – (Comm. 14E-5) Sale of Bonds for Capital Projects 6/00.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM CHAIRMAN SWANICK

Item 38 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 236

Re: Appointment to EC Fisheries
Advisory Board. (Comm. 14E-6)

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of Joseph Jemiolo, of 4898 Langford Road North Collins, NY 14111 as a member of the Erie County Fisheries Advisory Board. His term will expire December 31, 2001.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

FROM THE COUNTY EXECUTIVE

Item 39 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO 237

Re: Appointment to EC Fisheries
Advisory Board. (Comm. 14E-7)

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of David Chapman of 5305 Southcrest Avenue Hamburg, NY 14075 as a member of the Erie County Fisheries Advisory Board. His term will expire December 31, 2002.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 40 – (Comm. 14E-8) Appointment to County Development Coordination Board.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

FROM MAJORITY LEADER PEOPLES & LEGISLATOR FISHER

Item 41 – (Comm. 14E-9) Copy of Letter to County Executive Re: ECMC.

Received and referred to the HEALTH COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 42 – (Comm. 14E-10) Appointment of Health Commissioner.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

FROM THE EC ENVIRONMENTAL MANAGEMENT COUNCIL

Item 43 – (Comm. 14E-11) Notice of Meeting Held 6/20/00 & Minutes of Meeting Held 5/16/00.

Received and filed.

FROM THE COMPTROLLER

Item 44 – (Comm. 14E-12) ECMC Financial Report for Year Ended 12/31/99.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 45 – (Comm. 14E-13) Parks – Clean Up of Wendt Farms Beach.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 46 – (Comm. 14E-14) Probation – Anti-Crime Reimbursement.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 47 – (Comm. 14E-15) County Attorney – Personnel Adjustment.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 48 – (Comm. 14E-16) Health – Variable Minimum.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 49 – (Comm. 14E-17) County Fuel Management System.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 50 – (Comm. 14E-18) DISS – Personnel Adjustments.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 51 – (Comm. 14E-19) DPW – Upgrade of Petroleum Underground Storage Tanks at Various EC Facilities – Contingency Fund Increase.

Item 52 – (Comm. 14E-20) Agreements with NYSDOT.

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 53 – (Comm. 14E-21) Deferred Compensation Plan.

Item 54 – (Comm. 14E-22) Position Adjustments DPW – Highway Division (County Road Fund) – Division of Buildings & Grounds.

The above two items are received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 55 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 238

Re: Canal District Feasibility Study
for the Inner Harbor Project –
Contract Authorization.
(Comm. 14E-23)

WHEREAS, the New York State Empire State Development Corporation (ESDC) is undertaking the development of the Inner Harbor area within the City of Buffalo; and

WHEREAS, said development is based on the Inner Harbor Development Master Plan, as prepared by Jambheckar Strauss Architects for ESDC; and

WHEREAS, the Preservation Coalition of Erie County has identified various alternatives to the Empire State Development Corporation's plans which are based on the area's historic location as the western terminus to the Erie Canal; and

WHEREAS, a thorough analysis of the technical, financial, and conceptual feasibility of developing a cultural and historic-based theme for Inner Harbor development is necessary prior to moving forward with the ESDC project;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an agreement(s) with a qualified consulting firm(s) in an amount not to exceed \$100,000 for the purpose of determining the technical, financial, and conceptual feasibility of incorporating Erie Canal restoration elements into plans for the development of the Inner Harbor within the City of Buffalo; and be it further

RESOLVED, that said consulting firm(s) shall be selected by the County Executive in mutual agreement with the City of Buffalo; and be it further

RESOLVED, that the provision of Section 19.08 of the Administrative Code requiring requests for proposal are hereby waived since the feasibility study requires completion in the very near term to insure minimum disruption to current development timetables and environmental review processes; and be it further

RESOLVED, that the funding source for the study shall be the County Contingency Account as contained in the Year 2000 budget; and be it further

RESOLVED, that the sum of \$100,000 is hereby transferred from County Contingency (DAC 110 923310893) to a subaccount for this purpose under Agency Payments - Public Benefit, monitored by the Department of Environment and Planning (DAC 110 922302830); and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, Commissioner of the Department of Environment and Planning, and Director of the

Division of Budget, Management and Finance.

MS. PEOPLES moved to amend the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

ADD, following the first RESOLVE clause:

RESOLVED, that said study should take into account the County of Erie's position that no changes to the existing plans for the Inner Harbor development project that would require additional funding should be borne by this county, and therefore any changes recommended should fit into the existing budgetary allocation, and be it further

MS. PEOPLES moved the approval of the resolution as amended. MS MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 56 – (Comm. 14E-24) Bond Resolution – ECSD No. 3 – Increase & Improvement of Facilities.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 57 – (Comm. 14E-25) DPW – ECC North – Food Lab – Erie Room Renovations.

Item 58 – (Comm. 14E-26) DPW – Ralph Wilson Stadium – Vending Station Rehab.

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 59 – (Comm. 14E-27) DPW – City Riverwalk Renovations.

Item 60 – (Comm. 14E-28) DPW – ECC North - Parking Lot Renovation.

The above two items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 61 – (Comm. 14E-29) DPW – Increase to Construction Contract – 1999 Overlay “B” Program – Various Towns.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 62 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 239

Re: US Track & Field 2000 Junior Olympics - \$20,000 Appropriation to Greater Buffalo Convention & Visitors Bureau. (Comm. 14E-30)

WHEREAS, the Greater Buffalo Convention and Visitors Bureau (CVB) has been successful in bringing the 2000 United States Track and Field Junior Olympics to Erie County; and

WHEREAS, this event is scheduled to take place from July 25-30, 2000 and is projected to attract more than 15,000 athletes, coaches, family members and spectators to this area resulting in an estimated economic impact of \$13 million; and

WHEREAS, Erie County provided assistance in the amount of \$10,000 to the CVB in its application for this event in 1998, and the County provided additional assistance for planning this event in the amount of \$20,000 in 1999; and

WHEREAS, these County funds have stimulated the participation of New York State and private sector leaders in supporting this event by providing funds as well as goods and services; and

WHEREAS, there is an additional \$20,000 needed, as substantiated by the CVB and the local organizing committee, to successfully present this event.

NOW, THEREFORE, BE IT

RESOLVED, that the sum of \$20,000 is hereby transferred from Extraordinary County Aid to Local Governments-Economic Development Tourism Fund (DAC 110 90430338301117) to Agency Payments-Public Benefit Account monitored by the Department of Environment and Planning (DAC 110 9223028301008); and be it further

RESOLVED, that the County Executive is hereby authorized to enter into all necessary agreements and amendments with the Greater Buffalo Convention and Visitors Bureau for this purpose; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, County Comptroller, Director of the Division of Budget Management and Finance, the County Attorney, and the Commissioner of Environment and Planning.

MS. PEOPLES moved to amend the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

ADD the following after the final WHEREAS clause:

WHEREAS, the 2000 adopted budget for Sec 520 Exemption Removal/Revenue in Countywide Expenditures Monitored By Budget has been exceeded,

DELETE the first RESOLVE clause in its entirety and replace with the following:

RESOLVED, that the budget of General Fund Countywide Expenditures Monitored By Budget, Sec 520 Exemption Removal/Revenue (DAC: 110923310301) is hereby increased by \$20,000 and Agency Payments - Public Benefit Account Monitored by the Department of Environment and Planning (DAC: 9223028301008) is hereby increased by \$20,000, and be it further

MS. PEOPLES moved the approval of the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 63 – (Comm. 14E-31) DEP – ECSD No. 4 – Electric Company Easement – Aurora South Pumping Station II Project, Town of Elma.

Item 64 – (Comm. 14E-32) DEP – ECSD No. 5 – Engineering Agreement – Change Order No. 1.

Item 65 – (Comm. 14E-33) Application for NYSDEC Division of Solid & Hazardous Materials – Local Assistance Program for Muni Non-Toxic Pest Mgt Training & Repair Pjt.

The above three items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 66 – (Comm. 14E-34) CPS – Mobile Data Terminal Maintenance.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 67 – (Comm. 14E-35) 25 Cycle Electric Power Study.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 68 – (Comm. 14E-36) Mercury Pollution Prevention Education Program.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 69 – (Comm. 14E-37) Mental Health – Transfer of Funds within Accounts.

Received and referred to the HEALTH COMMITTEE.

Item 70 – (Comm. 14E-38) Senior Services – Authorization to Amend Title V Grant Budgets.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 71 – (Comm. 14E-39) Belmont Shelter Corp. - Housing for Low Income Seniors – Woodland Place, Town of Lancaster.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 72 – (Comm. 14E-40) SIRG 10 Grant NYSDOH.

Received and referred to the HEALTH COMMITTEE.

Item 73 – (Comm. 14E-41) ECSD No. 1 – Request to Purchase County Owned Property – Keicher Road, Town of Cheektowaga.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 74 – (Comm. 14E-42) Grant Programs – Authorization to Contract.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 75 – (Comm. 14E-43) District Attorney – Reallocation – Chief, PROMIS Bureau.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 76 – (Comm. 14E-44) Donation of Funds – Lakeshore Youth Soccer Association.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 77 – (Comm. 14E-45) DISS – Senior Records Inventory Clerk Position.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 78 – (Comm. 14E-46) CPS – Grant Extension/Budget Reallocation.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 79 – (Comm. 14E-47) Buffalo River Watershed Protection, Corridor & Wetland Restoration Project & the Cazenovia Creek Habitat Restoration & Stewardship Project.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 80 – (Comm. 14E-48) Office of Traffic Safety – Revision for 1999-2000 Grant.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 81 – (Comm. 14E-49) Approval of County Owned Property Successfully Bid On at IN REM Sale 6/6/00.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 82 – (Comm. 14E-50) Sheriff – K-9 Unit.

Item 83 – (Comm. 14E-51) Sheriff – Asset Forfeiture Grant Appropriations.

The above two items were received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM ECC

Item 84 – (Comm. 14D-1) Minutes of Board of Trustees Meeting Held 5/31/00.

Received and filed.

FROM ECMC

Item 85 – (Comm. 14D-2) Notice of Board of Managers Meeting Held 6/8/00 & Minutes of Meeting Held 5/11/00.

Received and filed.

FROM THE HEALTH DEPARTMENT

Item 86 – (Comm. 14D-3) Notice of Public Hearing to be Held 7/11/00 Re: Amendments to Erie County Sanitary Code.

Received and filed.

FROM ECC

Item 87 – (Comm. 14D-4) Notice of Board of Trustees Committee Meeting of the Whole Held 6/21/00.

Received and filed.

Item 88 – (Comm. 14D-5) Notice of Board of Trustees Meeting to be Held 6/28/00.

Received and filed.

FROM DEP

Item 89 – (Comm. 14D-6) SEQR – Negative Declaration – Seibert Road Extension, Town of Lancaster.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 90 – (Comm. 14D-7) Notice of Meeting Held 6/15/00 & Minutes of Meeting Held 5/18/00.

Received and filed.

FROM THE HEALTH DEPARTMENT

Item 91 – (Comm. 14D-8) Notice of Board of Health Meeting to be Held 7/11/00 & Minutes of Meeting Held 5/2/00.

Received and filed.

FROM ECC

Item 92 – (Comm. 14D-9) Information Technology Strategic Plan.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM DPW

Item 93 – (Comm. 14D-10) Copy of Letter to Robert Hochberg Re: North Forest Road Bridge, Town of Amherst.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE ECIDA

Item 94 – (Comm. 14M-1) Notice of Board of Directors Meeting Held 6/14/00.

Received and filed.

FROM GOVERNOR PATAKI

Item 95 – (Comm. 14M-2) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM ALICIA MCDEVITT RN

Item 96 – (Comm. 14M-3) Copy of Letter to Legislator Dusza Re: Fluoride in Drinking Water.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE EC MENTAL HYGIENE COMMUNITY SERVICES BOARD

Item 97 – (Comm. 14M-4) Notice of Meeting Held 6/15/00.

Received and filed.

FROM THE BUFFALO PUBLIC SCHOOLS

Item 98 – (Comm. 14M-5) Facilities Reconstruction Plan.

Received and filed.

FROM CSEA – LOCAL 815

Item 99 – (Comm. 14M-6) Petition Re: Holding Center/Correctional Facility Merger & Cost Comparison of Running Each Department.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE NYS COALITION OPPOSED TO FLOURIDATION INC

Item 100 – (Comm.#14M-7) News Release Titled “Safety Concerns Leads Prominent Flouridation Spokesperson to Call for End to Fluoridation.”

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE CITIZENS FOR SAFE DRINKING WATER

Item 101 – (Comm. 14M-8) News Release Titled “Research Links Low Level of Fluoride & Aluminum to Alzheimer’s Kidney Damage.”

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM ASSEMBLYMAN BURLING

Item 102 – (Comm. 14M-9) Acknowledgment of Receipt of Resolutions.

Received and filed.

FROM THE TOWN OF LANCASTER

Item 103 – (Comm. 14M-10) Certified Resolution Proposing Increases for New Erie County Snow Contract.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYS FISH & WILDLIFE MANAGEMENT BOARD

Item 104 – (Comm. 14M-11) Minutes of Meeting Held 6/1/00.

Received and filed.

FROM THE BUFFALO SEWER AUTHORITY

Item 105 – (Comm. 14M-12) Letter Re: Buffalo Sewer Authority/Erie County Southtowns Study.

Received and referred to the REGIONALISM AD HOC COMMITTEE.

FROM THE WEST VALLEY CITIZEN TASK FORCE

Item 106 – (Comm. 14M-13) Notice of Meeting to be Held 8/22/00 & Minutes of Meeting Held 5/23/00.

Received and filed.

FROM THE US DEPARTMENT OF AGRICULTURE

Item 107 – (Comm. 14M-14) Copy of Letter to John Mulawka Re: Robert Catalano's Claim of Manure Pollution.

Received and referred to the HEALTH COMMITTEE.

FROM THE AMERICAN CANCER SOCIETY

Item 108 – (Comm. 14M-15) Copy of Letter to Legislator Swanick Re: Funding Opportunities for a Comprehensive Countywide Tobacco Control Plan.

Received and referred to the HEALTH COMMITTEE.

FROM THE EC PRESERVATION BOARD

Item 109 – (Comm. 14M-16) Copy of Letter to Legislator Swanick Supporting Resolution Titled “Preserving Our County’s Historic Residences.”

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE NYS COMPTROLLER

Item 110 – (Comm. 14M-17) Financial Reporting Under GASB Statement 34.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

MEMORIAL RESOLUTIONS

Item 111 – Legislator Weinstein requested that when this legislature adjourns, it do so in memory of Bernard Clement.

ADJOURNMENT

Item 112 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. PEOPLES moved that the Legislature adjourn until **2:00 p.m. Thursday, July 6, 2000**. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until **Thursday, July 6, 2000 at 2 p.m. Eastern Standard Time**.

**LAURIE MANZELLA
CLERK**

